

Minutes of the Proceedings
— OF THE —
BOARD OF TRUSTEES
— OF THE —
INTERNAL
IMPROVEMENT
FUND

OF THE
STATE OF FLORIDA,
VOLUME I.

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the Board

— By —

WILLIAM M. MCINTOSH JR., SECRETARY AND
TREASURER, BOARD OF TRUSTEES OF THE
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JANUARY
REPORT

OF THE

STATE OF NEW YORK

FOR THE

YEAR 1881

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1882.

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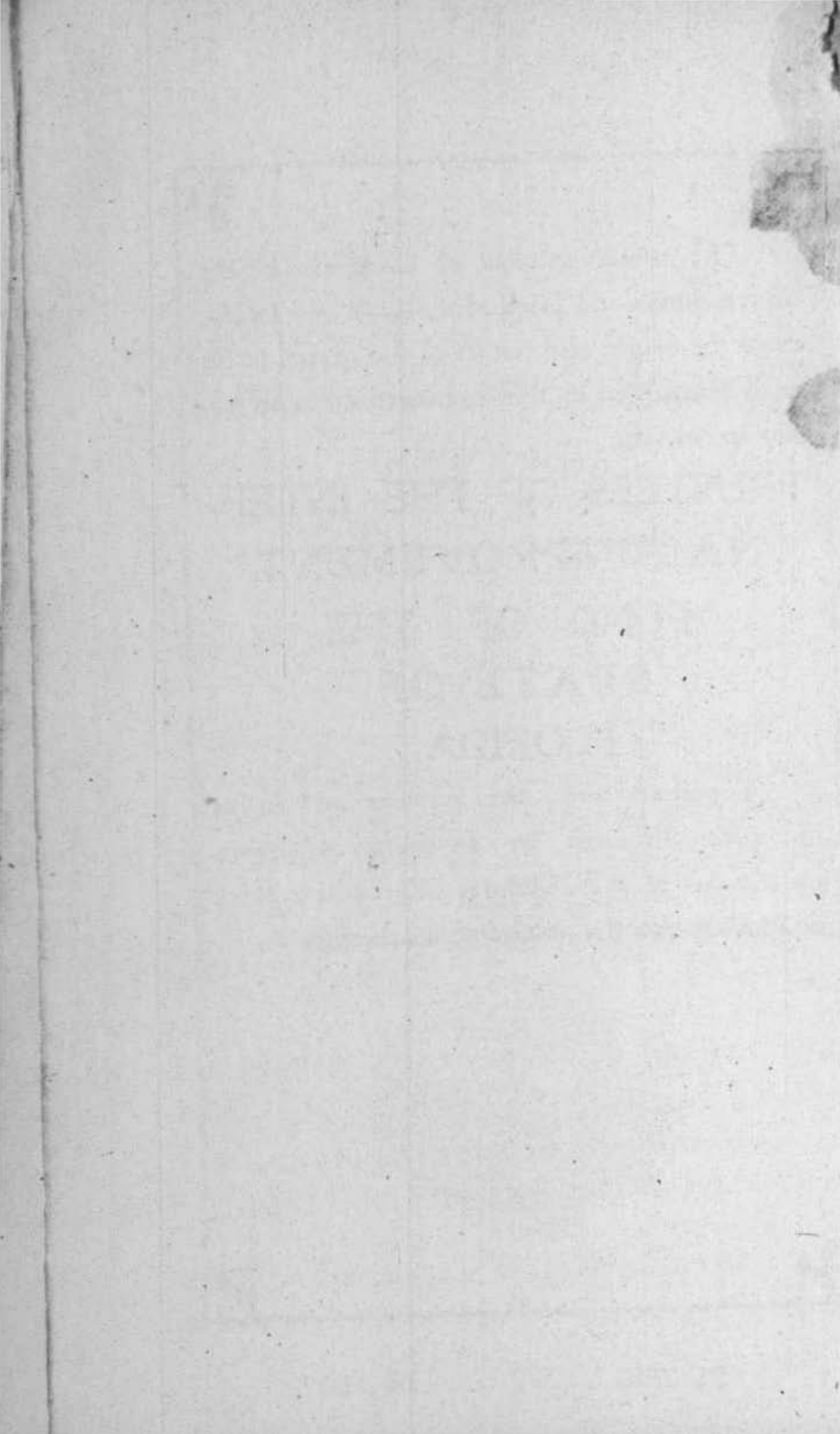
1882.

The subjoined acts of Congress of the United States and laws of the State of Florida, show the origin and nature of the grants to the lands committed to the management and direction of the

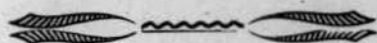
TRUSTEES OF THE INTER-
NAL IMPROVEMENT
FUND OF THE
STATE OF
FLORIDA,

Together with the powers and duties of such Trustees in so far as is shown by the Act of 1855, Chapter 610 of the laws of Florida and the amendments thereto.





ACTS OF CONGRESS OF THE UNITED STATES.



CHAP. XLVIII. An Act for the admission of the States of Iowa and Florida into the Union. (a).

Whereas, the people of the Territory of Iowa did, on the seventh day of October, eighteen hundred and forty-four, by a convention of delegates called and assembled for that purpose, form for themselves a constitution and State government; And Whereas, the people of the Territory of Florida did, in like manner, by their delegates, on the eleventh day of January, eighteen hundred and thirty-nine, form for themselves a constitution and State government, both of which said constitutions are republican; and said conventions having asked the admission of their respective Territories into the Union as States, on equal footing with the original States.

Be is enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the States of Iowa and Florida be, and the

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same are hereby, declared to be States of the United States of America, and are hereby admitted into the Union on equal footing with the original States, in all respects whatsoever.

* * * *

Sec. 5. *And be it further enacted*, That said State of Florida shall embrace the territories of East and West Florida, which by the treaty of amity, settlement and limits between the United States and Spain, on the twenty-second day of February, eighteen hundred and nineteen, were ceded to the United States.

* * * *

Sec. 7. *And be it further enacted*, That said States of Iowa and Florida are admitted into the Union on the express condition that they shall never interfere with the primary disposal of the public lands lying within them, nor levy any tax on the same whilst remaining the property of the United States: Provided, That the ordinance of the convention that formed the constitution of Iowa, and which is appended to the said constitution, shall not be deemed or taken to have any effect or validity, or to be recognized as in any manner obligatory upon the Government of the United States.

Approved, March 3, 1845.

Pages 742 and 743, Vol. 5, United States Statutes at large.

* * * *

Chap. LXXV. An Act supplemental to the act for the admission of Florida and Iowa into the Union, and for other purposes.

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Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That in consideration of the concessions made by the State of Florida in respect to the public lands, there be granted to the State eight entire sections of land for the purpose of fixing their seat of Government; also, section number sixteen in every township, or other lands equivalent thereto, for the use of the inhabitants of such township, for the support of public schools; also, two entire townships of land, in addition to the two townships already reserved, for the use of two seminaries of learning, one to be located east, and the other west of the Suwannee river; also, five per centum of the net proceeds of the sale of lands within said State, which shall be hereafter sold by Congress, after deducting all expenses incident to the same; and which said net proceeds shall be applied by said State for the purposes of education.

* * * *

Approved, March 3, 1845.

Page 788 Vol. 5, United States Statutes at large.

* * * *

Chap. LXXXIV. An Act to enable the State of Arkansas and other States to reclaim the "Swamp Lands" within their limits.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That to enable the State of Arkansas to construct the necessary levees and drains to reclaim the swamp and overflowed lands therein, the whole of those swamp and overflowed lands, made unfit thereby for cultivation, which shall remain unsold at the passage of this

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act, shall be, and the same are hereby, granted to said State.

Sec. 2. *And be it further enacted*, That it shall be the duty of the Secretary of the Interior, as soon as may be practicable after the passage of this act, to make out an accurate list and plats of the lands described as aforesaid, and transmit the same to the Governor of the State of Arkansas, and, at the request of said Governor, cause a patent to be issued to the State therefor; and on that patent, the fee simple to said lands shall vest in the said State of Arkansas, subject to the disposal of the Legislature thereof: Provided, however, That the proceeds of said lands, whether from sale or by direct appropriation in kind, shall be applied, exclusively, as far as necessary, to the purpose of reclaiming said lands by means of the levees and drains aforesaid.

Sec. 3. *And be it further enacted*, That in making out a list and plats of the land aforesaid, all legal subdivisions, the greater part of which is "wet and unfit for cultivation," shall be included in said list and plats; but when the greater part of a subdivision is not of that character, the whole of it shall be excluded therefrom.

Sec. 4. *And be it further enacted*, That the provisions of this act be extended to, and their benefits be conferred upon, each of the other States of the Union in which such swamp and overflowed lands, known as designated as aforesaid, may be situated.

Approved, September 28, 1850.

Pages 519 & 520, United States Statutes At Large, Vol. 9.

Chap. XVI. An Act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That from and after the thirty-first day of

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December, in the year of our Lord one thousand eight hundred and forty-one, there be allowed and paid to each of the States of Ohio, Indiana, Illinois, Alabama, Missouri, Mississippi, Louisiana, Arkansas and Michigan, over and above what each of the said States is entitled to by the terms of the compacts entered into between them and the United States, upon their admission into the Union, the sum of ten per centum upon the net proceeds of the sales of the public lands, which, subsequent to the day aforesaid, shall be made within the limits of each of said States respectively: Provided, That the sum so allowed to the said States, respectively, shall be in no wise affected or diminished on account of any sums which have been heretofore, or shall be hereafter, applied to the construction or continuance of the Cumberland road, but that the disbursements for the said road shall remain, as heretofore, chargeable on the two per centum fund provided for by compacts with several of the said States.

Sec. 2. *And be it further enacted*, That after deducting the said ten per centum, and what, by the compacts aforesaid, has heretofore been allowed to the States aforesaid, the residue of the net proceeds, which net proceeds shall be ascertained by deducting from the gross proceeds all the expenditures of the year for the following objects: Salaries and expenses on account of the General Land Office; expenses for surveying public lands; salaries and expenses in the surveyor general's offices, salaries, commissions, and allowances to the Registers and Receivers; the five per centum to new States, of all the public lands of the United States, wherever situated, which shall be sold subsequent to the said thirty-first day of December, shall be divided among the twenty-six States of the Union and the District of Columbia and the territories of Wisconsin, Iowa and Florida, according to their respective federal representative popula-

tion as ascertained by the last census, to be applied by the legislatures of the said States to such purposes as the said Legislatures may direct: Provided, That the distributive share to which the District of Columbia shall be entitled, shall be applied to free schools, or education in some other form, as Congress may direct: And provided also, That nothing herein contained shall be construed to the prejudice of future applications for reduction of the price of the public lands, or to the prejudice of applications for a transfer of the public lands, or reasonable terms, to the States within which they lie, or to make such future disposition of the public lands, or any part thereof, as Congress may deem expedient.

Sec. 3. *And be it further enacted*, That the several sums of money received in the treasury as the net proceeds of the sales of the public lands shall be paid at the treasury half yearly on the first day of January and July in each year, during the operation of this Act, to such person or persons as the respective legislatures of the said States and Territories, or the Governors thereof, in case the legislatures shall have made no such appointment, shall authorize and direct to receive the same.

Sec. 4. *And be it further enacted*, That any sum of money, which at any time may become due, and payable to any State of the Union, or to the District of Columbia, by virtue of this Act, as the portion of the said State or District, of the proceeds of the sales of the public lands, shall be first applied to the payment of any debt due, and payable from the said State or District, to the United States: Provided, That this shall not be construed to extend to the sums deposited with the States under the Act of Congress of the 23, of June, eighteen hundred and thirty-six, entitled "An Act to regulate the deposits of the public money," nor to any sums apparently due to the United States as balances of debts growing out of the transactions of the Revolutionary War.

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Sec. 5. *And be it further enacted*, That this Act shall continue and be in force until otherwise provided by law, unless the United States shall become involved in war with any foreign Power, in which event, from the commencement of hostilities, this Act shall be suspended during the continuance of such war: Provided, nevertheless, That if, prior to the expiration of this Act, any new State or States shall be admitted into the Union, there be assigned to such new State or States, the proportion of the proceeds accruing after their admission into the Union, to which such State or States may be entitled, upon the principles of this Act, together with what such State or States may be entitled to by virtue of compacts to be made on their admission into the Union.

* * * *

Sec. 8. *And be it further enacted*, That there shall be granted to each State specified in the first section of this Act five hundred thousand acres of land for purposes of internal improvement: Provided, That to each of the said States which has already received grants for said purposes, there is hereby granted no more than a quantity of land which shall, together with the amount such State has already received as aforesaid, make five hundred thousand acres, the selections in all of the said States, to be made within their limits respectively in such manner as the legislatures thereof shall direct; and located in parcels conformably to sectional divisions and sub-divisions of not less than three hundred and twenty acres in any one location, on any public land, except such as is or may be reserved from sale by any law of Congress or proclamation of the President of the United States, which said locations may be made at any time after the lands of the United States in said States respectively, shall have been surveyed according to existing laws. And there shall be and hereby is, granted to each new State that shall be hereafter admitted into the Union, upon such admissions, so much land as, including such

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quantity as may have been granted to such State before its admission, and while under a Territorial Government, for purposes of internal improvement as aforesaid, as shall make five hundred thousand acres of land to be selected and located as aforesaid.

Sec. 9. *And be it further enacted*, That the lands herein granted to the States above named shall not be disposed of at a price less than one dollar and twenty-five cents per acre, until otherwise authorized by a law of the United States; And the net proceeds of the sales of said lands shall be faithfully applied to objects of internal improvement within the States aforesaid, respectively, namely: Roads, railways, bridges, canals and improvement of water courses, and draining of swamps; and such roads, railways, canals, bridges and water courses when made or improved, shall be free for the transportation of the United States mail and munitions of war, and for the passage of their troops, without the payment of any toll whatever.

* * * *

Pages 453, 454 & 455, United States Statutes at Large, Vol. 5.

Approved September 4th, 1841.

Chap. XXXI. An Act granting Public Lands in Alternate Sections to the States of Florida and Alabama, to aid in the construction of certain railroads in said States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That there be and is hereby granted to the State of Florida for the purpose of aiding in the construction of railroads from St. John's River at Jacksonville to the waters of Escambia Bay, at or near Pensacola; and from Amelia Island, on the Atlantic, to the waters of Tampa Bay, with a branch to Cedar Key, on the Gulf of Mexico; and also a railroad from Pensacola to the State line of Alabama in the direction of Montgomery, every

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alternate section of land designated by odd numbers for six sections in width on each side of each of said roads and branch. But in case it shall appear that the United States have, when the lines or routes of said roads and branch are definitely fixed, sold any sections, or any parts thereof, granted as aforesaid, or that the right of preemption has attached to the same, then it shall be lawful for any agent or agents to be appointed by the Governor of said State to select, subject to the approval of the Secretary of the Interior from the lands of the United States nearest to the tiers of sections above specified, so much land in alternate sections or parts of sections, as shall be equal to such lands as the United States have sold, or otherwise appropriated or to which the rights of preemption have attached as aforesaid; which lands (thus selected in lieu of those sold and to which pre-emption rights have attached as aforesaid, together with the sections and parts of sections designated by odd numbers as aforesaid, and appropriated as aforesaid,) shall be held by the State of Florida for the use and purpose aforesaid: Provided, That the land to be so located shall in no case be further than fifteen miles from the lines of said roads and branch, and selected for and on account of each of said roads and branch: Provided further, That the lands hereby granted for and on account of said roads and branch, severally, shall be exclusively applied in the construction of that road or branch for and on account of which such lands are hereby granted, and shall be disposed of only as the work progresses, and same shall be applied to no other purpose whatsoever: And Provided further, That any and all lands heretofore reserved to the United States by any Act of Congress, or in any other manner by competent authority, for the purpose of aiding in any object of internal improvement, or for any other purpose, whatsoever, be, and the same are hereby, reserved to the United States from the operation of this

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act, except so far as it may be found necessary to locate the routes of said railroads or branch through such reserved lands; in which case the right of way only shall be granted, subject to the approval of the President of the United States.

Sec. 2. *And be it further enacted*, That the sections and parts of sections of land which, by such grant, shall remain to the United States within six miles on each side of said roads and branch, shall not be sold for less than double the minimum price of the public lands when sold; nor shall any of said lands become subject to private entry until the same shall have been first offered at public sale at the increased price.

Sec. 3. *And be it further enacted*, That the said lands hereby granted to the said State shall be subject to the disposal of the legislature thereof for the purposes aforesaid, and no other; and the said railroads and branch shall be and remain public highways for the use of the government of the United States, free from toll or other charge upon the transportation of any property or troops of the United States.

Sec. 4. *And be it further enacted*, That the lands hereby granted to said State shall be disposed of by said State only in manner following, that is to say; that a quantity of land, not exceeding one hundred and twenty sections for each of said roads and branch, and included within a continuous length of twenty miles of each of said roads and branch, may be sold; and when the Governor of said State shall certify to the Secretary of the interior that any twenty continuous miles of any or either of said roads or branch, is completed, then another quantity of land hereby granted, not to exceed one hundred and twenty sections for each of said roads or branch having twenty continuous miles completed as aforesaid, and included within a continuous length of twenty miles of each of such roads or branch may be sold; and so, from time to time, until said roads and branch are completed; and if any or either of said roads or branch is not completed within ten years, no further sales shall be made, and the lands unsold shall revert to the United States.

Sec. 5. *And be it further enacted*, That the United

States mail shall be transported over said roads and branch, under the direction of the Post Office Department, at such price as Congress may, by law, direct: Provided, That until such price is fixed by law, the Post Master General shall have the power to determine the same.

* Sec. 6. *And be it further enacted*, That a similar grant of alternate sections of public land is hereby made to the State of Alabama to aid in the construction of a railroad from Montgomery, in said State, to the boundary line between Florida and Alabama, in the direction of Pensacola, and to connect with the road from Pensacola, to said line, upon the same terms and conditions in all respects as are hereinbefore prescribed for the grant to Florida.

Approved, May 17, 1856.

Pages 15 & 16, United States Statutes at Large, Vol. 11.

LAWS OF FLORIDA.

CHAPTER 610—[No. 1.]

AN ACT to Provide for and Encourage a Liberal System of Internal Improvements in this State.

WHEREAS, The Constitution of this State declares "that a liberal system of Internal Improvements, being essential to the development of the resources of the country, shall be encouraged by the government of this State, and it shall be the duty of the General Assembly, as soon as practicable, to ascertain by law, proper objects of improvement in relation to roads, canals and navigable streams, and to provide for a suitable application of such funds as may be appropriated for such improvements," therefore—

Section 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened*, That so much of the five hundred thousand acres of land granted to this State for Internal Improvement purposes, by an act of Congress, passed the third

day of March, A. D. 1845, as remains unsold, and the proceeds of the sales of such of said lands heretofore sold as now remain on hand and unappropriated, and all proceeds that may hereafter accrue from the sales of said lands; also all the swamp land or lands subject to overflow, granted to this State by an act of Congress, approved September 28, A. D. 1850, together with all the proceeds that have accrued or may hereafter accrue to the State from the sale of said lands, are hereby set apart and declared a distinct and separate fund, to be called the Internal Improvement Fund of the State of Florida, and are to be strictly applied according to the provisions of this act.

Sec. 2. *Be it further, enacted,* That for the purpose of assuring a proper application of said fund for the purposes herein declared, said lands and all the funds arising from the sale thereof, after paying the necessary expenses of selections, management and sale, are hereby irrevocably vested in five Trustees, to-wit: In the Governor of this State, the Comptroller of Public Accounts, the State Treasurer, the Attorney-General and the Register of State Lands, and their successors in office, to hold the same in trust for the uses and purposes hereinafter provided, with the power to sell and transfer said lands to the purchasers and receive payment for the same and invest the surplus moneys arising therefrom, from time to time, in stocks of the United States, stocks of the several States, or the Internal Improvement bonds issued under the provisions of this act, and drawing not less than six per cent. annual interest; also, the surplus interest accruing from such investments, and to pay out of said fund, agreeably to the provisions of this act, the interest, from time to time, as it may become due on the bonds to be issued by the different railroad companies under authority of this act; also, to receive and demand, semi-annually, the sum of one-half of one per cent. (after each separate line of rail-

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road is completed) on the entire amount of the bonds issued by said railroad company, and invest the same in stocks of the United States, or State securities, or in the bonds herein provided to be issued by said company. Said Trustees shall also invest the surplus interest of said sinking fund investment as it may accrue. Said Trustees shall also demand and receive from each railroad company named in this act, the amount due to the Internal Improvement Fund from said railroad company, according to the provisions herein contained, on account of interest on the bonds issued by said company and a refusal or neglect on the part of the president and directors of any railroad company herein named to comply with the provisions of this act, as to the payment to said Trustees of the amount due and payable to the fund, as provided in sections eleven, twelve and thirteen, on account of interest and sinking fund, the individual property of each and all the directors shall be liable in an action of debt to said Trustees for the amount due and unpaid, with twenty per cent, interest until paid.

Sec. 3. *Be it further enacted*, That all bonds issued by any railroad company under the provisions of this act, shall be recorded in the Comptroller's office, and so certified by the Comptroller, and shall be countersigned by the State Treasurer, and shall contain a certificate on the part of the Trustees of the Internal Improvement Fund that said bonds are issued agreeably to the provisions of this act, and that the Internal Improvement Fund, for which they are Trustees, is pledged to pay the interest as it may become due on said bonds. All bonds issued by any railroad company under the provisions of this act shall be a first lien or mortgage on the road-bed, iron, equipment, work-shops, depots and franchise; and upon a failure on the part of any railroad company accepting the provisions of this act to provide the interest as herein provided on the bonds issued by said company,

and the sum of one per cent. per annum, as a sinking fund, as herein provided, it shall be the duty of the Trustees, after the expiration of thirty days from said default or refusal, to take possession of said railroad and all its property of every kind, and advertise the same for sale at public auction to the highest bidder, either for cash or additional approved security, as they may think most advantageous for the interest of the Internal Improvement Fund and the bondholders. The proceeds arising from such sale shall be applied by said Trustees to the purchase and cancelling of the outstanding bonds issued by said defaulting company, or incorporated with the sinking fund: *Provided*, That in making such sale, it shall be conditioned that the purchasers shall be bound to continue the payment of one-half of one per cent. semi-annually to the sinking fund until all the outstanding bonds are discharged, under the penalty of an annulment of the contract of purchase, and the forfeiture of the purchase money paid in.

Sec. 4. *Be it further enacted*, That a line of railroad from the St. Johns' river, at Jacksonville, and the waters of Pensacola bay, with an extension from suitable points on said line to St. Mark's river, or Crooked river, at White Bluff on Apalachicola bay, in Middle Florida, and to the waters of St. Andrew's bay, in West Florida, and a line from Amelia Island, on the Atlantic, to the waters of Tampa bay, in South Florida, with an extension to Cedar Key, in East Florida; also a canal from the waters of St. John's river, on Lake Harney, to the waters of Indian river, are proper improvements to be aided from the Internal Improvement Fund, in manner as hereinafter provided.

Sec. 5. *Be it further enacted*, That the several railroads now organized or chartered by the Legislature, or that may hereafter, be chartered, any portion of whose routes as authorized by their different charters, and

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amendments thereto, shall be within the line or routes laid down in section four, (4), shall have the right and privilege of constructing that part of the line embraced by their charter, on giving notice to the Trustees of the Internal Improvement Fund of their full acceptance of the provisions of this act, specifying the part of the route they propose to construct; and upon the refusal or neglect of any railroad company now organized to accept, within six months from the passage of this act, the provisions of the same, any other company, duly authorized by law, may undertake the construction of such part of the line as they may desire to make, and which may not be in progress of construction under a previous charter.

Sec. 6. Be it further enacted, That before any railroad company shall be entitled to the provisions of this act, said railroad company shall first grade continuously, twenty miles, according to the following specifications:

First. The line of road for sixty feet from the centre shall be cleared of all the standing timber.

Second. The grading shall be for a single track except at depots, turn-outs and similar places, where it shall be wider if required by the State engineer, with a road-bed twenty feet wide in cuttings, with ditches from two to three and a half feet in depth below grade, with such widths as the State engineer may direct, and eighteen feet wide on embankments, at the grade line, with slopes of one and a half feet base to one foot rise; and in all excavations and embankments, they shall be so constructed as to have a perfect drainage, and not permit any standing water to come within three feet of the lower side of the cross-tie.

Third. All the cross-ties shall be delivered on the line of the road and be of heart yellow pine, cypress, white, yellow, post, live or Spanish oak, white or red cedar, and not less than nine feet long, with not less than nine inches face, and eight inches in thickness, and shall be

well and carefully bedded, and laid within two and a half feet from centre to centre.

Fourth. At all water-ways, sufficient space shall be left for the unobstructed passage of water; and at all points on the line of the road where side ditches can be cut that will carry off the surface water, they shall be constructed by the company under the direction of the State engineer.

Fifth. In the crossing of all streams, the bridges shall be constructed according to plans approved by the State engineer; and over all streams that are navigated, suitable draws shall be put in to admit the passage of boats or vessels usually navigating the same, to be decided by the State engineer.

Sixth. The gauge of the different railroads shall be uniformly five feet, and connected continuously, so that cars, or trains of cars can pass on all the routes indicated, without changing freight. And it shall be the duty of the different railroad companies to adopt a uniform tariff for transportation of passengers and for hauling the freight in the cars of another company, upon usual and equitable terms, and no discrimination shall be made by one company against the freight or passengers of another company.

Seventh. The iron rail used shall weigh not less than sixty pounds per lineal yard, and be of the best quality of iron, and well fastened to the cross-ties, with the best quality of spikes and plates.

Eighth. The entire equipment shall be of the first class, and shall at all times be sufficient for the prompt transportation of all the passengers and freight ordinarily offering.

Ninth. The grade on no portion of the routes indicated by this act shall exceed forty-five feet per mile, and no single curve shall exceed three degrees of curvature, or be adopted unless approved of by the State engineer.

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Sec. 7. *Be it further enacted,* That after any railroad company shall have graded twenty miles of road-bed continuously, and furnished the cross-ties agreeably to the specifications of this act and shall give notice to the State engineer, it shall be his duty to examine personally said section of twenty miles, and if, after full examination, he shall approve the construction of said twenty miles, then it shall be his duty to certify the same to the Trustees of the Internal Improvement Fund; and on the completion of the grading and furnishing of the cross-ties of each additional ten miles continuously, the State engineer shall also examine the same, and, if constructed in accordance with the provisions of this act, shall certify the same to the Trustees of the Internal Improvement Fund.

Sec. 8. *Be it further enacted,* That on the completion of the grading and the furnishing of the cross-ties of twenty miles continuously, and every additional ten miles, as provided by this act, said railroad company are hereby authorized to issue coupon bonds, having not more than thirty-five years to run, and drawing not more than seven per cent, annual interest, payable semi-annually in the city of New York or Tallahassee, at the option of the purchaser, at the rate of eight thousand dollars per mile for the purchase and delivery of the iron, spikes, plates, and chairs and after the rail has been laid down on the line, the additional sum of two thousand dollars per mile, for the purchase of the necessary equipments; and said bonds shall always afterwards constitute and be a first lien or mortgage upon the road-bed, iron, equipment, workshops, depots and franchise.

Sec. 9. *Be it further enacted,* That it shall be the duty of said railroad company to deposit said bonds with the Comptroller of Public Accounts, to be by him recorded, and the record certified on each bond; and the State Treasurer shall enter, in a book to be kept for the purpose,

the amount of each bond, with the rate of interest, the time it becomes due, and the place where the principal and interest is payable, and shall countersign the same; and it shall also be the duty of the Trustees of the Internal Improvement Fund, after having received a certificate from the State engineer that twenty miles, or ten miles, as the case may be, have been graded in all respects agreeably to the specifications of this act, to sign said bonds agreeably to the provisions of this act, and deliver them to the said railroad company: *Provided*, The president and at least four of the directors, file with the Trustees of the Internal Improvement Fund a statement under oath that the necessary quantity or quality of iron for said twenty or ten miles, as the case may be, has been purchased, and is within the jurisdiction of this State, and paid for, or to be paid for, with said bonds or their proceeds: *Provided further*, That before said Trustees shall deliver to said railroad company the said bonds, the said company shall deposit with the Trustees of the Internal Improvement Fund the first semi-annual installment of interest on the amount of bonds certified to by said Trustees, to meet the same when due, (or they shall retain the coupons for the first semi-annual interest,) and shall give to the Trustees of the Internal Improvement Fund a bond, with approved security, that said quantity and quality of iron shall be laid down on the line of their road within six months after the said bonds are issued.

Sec. 10. *Be it further enacted*, That any railroad company receiving said certified bonds, shall apply the same or their proceeds to no other purpose than purchasing the iron rail, spikes, plates or equipments; and before any additional bonds shall be certified by the Trustees of the Internal Improvement Fund, the iron rail shall be laid on that part of the route for which the bonds were issued, and so on continuously until the line is completed

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Sec. 11. *Be it further enacted,* That it shall be the duty of the president and directors of every railroad company accepting the provisions of this act, while the road is under construction, to report to the Trustees of the Internal Improvement Fund every six months, under the oath of the president and at least two of the directors, the gross receipts of said company from the ~~income~~ of the road for the past six months, the cost of transportation and repairs, and the total amount of the net receipts of said company; and it shall be the duty of the president and directors to pay to the Trustees of the Internal Improvement Fund fifty per cent. of said net receipts every six months, which sum or sums shall be applied by the Trustees of the Internal Improvement Fund towards the payment of the interest of any bonds issued by said company.

Sec. 12. *Be it further enacted,* That every railroad company accepting the provisions of this act shall, after the completion of the road, pay to the Trustees of the Internal Improvement Fund at least one-half of one per cent. on the amount of indebtedness, or bond account, every six months, as a sinking fund, to be invested by them in the class of securities named in section two, or to be applied to the purchase of the outstanding bonds of the company; but it shall be distinctly understood, that the purchase of said bonds shall not relieve the company from paying the interest on the same, they being held by the Trustees as an investment on account of the sinking fund.

Sec. 13. *Be it further enacted,* That if, on completion of any of the roads indicated in section four, the net earnings should be less than six per cent. on the capital stock paid in and bonded debt of said company, first deducting the one per cent. per annum paid in to the sinking fund, it shall be divided *pro rata* between the stock account paid in and bonded debt, and the Internal Im-

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provement Fund shall pay the deficiency due on account of interest, from time to time, as it may fall due. In the event the net earnings are over six per cent. on the capital stock paid in and bonded debt and sinking fund of one per cent., then the president and directors shall first pay into the hands of the Trustees of the Internal Improvement Fund the amount due on the interest account of the bonded debt, in addition to the provision for the Sinking Fund, every six months.

Sec. 14. *Be it further enacted,* That for all payments made by the Trustees of the Internal Improvement Fund on account of interest for any railroad company, agreeably to the provisions of this act, said Trustees shall demand and receive from said railroad company equal amounts of the capital stock of said company, which stock shall entitle the Internal Improvement Fund to all the privileges and advantages of private stockholders.

Sec. 15. *Be it further enacted,* That on the routes indicated for the construction of the different lines of railroad, the State hereby grants to each of the different companies that may hereafter construct portions of such line or route, the alternate sections of State lands on each side for six miles, but the title to the same shall not vest in the company except as the road progresses, and not until thirty miles are completed, when the company may sell one-half of the same within said thirty miles; and on the completion of thirty additional miles, then they may sell the balance of their lands remaining unsold in the first thirty miles, and so on for each division of thirty miles until the road is completed.

Sec. 16. *Be it further enacted,* That the Trustees of the Internal Improvement Fund shall hereafter fix the price of the public lands included in the trust, having due regard to their location, value for agricultural purposes, or on account of timber or naval stores, and make

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such arrangements for the drainage of the swamp or overflowed lands, as in their judgment may be most advantageous to the Internal-Improvement Fund, and the settlement and cultivation of the land, and the said Trustees shall encourage actual settlement and cultivation of said lands by allowing pre-emptions under such rules and regulations as they may deem advisable: *Provided*, That in no case shall a pre-emption for more than one section of land be granted to any one settler.

Sec. 17. *Be it further enacted*, That as the Board of Internal Improvement recommend the construction of a navigable canal connecting the waters of the St. John's with those of Indian river, the State engineer is hereby authorized to make a final location of the same as soon as practicable, and furnish detailed estimates and plans for the information of persons desirous of engaging in the work, and invite bids for its execution for one year—the bidders to specify the amount for which they will do the work, and the mode and manner in which payments are to be made, whether in lands or money, or in portions of each. And the Trustees of the Internal Improvement Fund are hereby authorized to pay out of said fund, as the work progresses, the whole amount agreed upon by the terms of the contract. *Provided*, The entire cost shall not exceed four thousand dollars in money, and four thousand acres of land per mile: *Provided, further*, That the Trustees of the Internal Improvement shall be of the opinion that this sum in money can be applied to said purpose without impairing the efficiency of the fund for railroad purposes.

Sec. 18. *Be it further enacted*, That the capital stock of any railroad company accepting the provisions of this act shall be forever exempt from taxation, and the roads, their fixtures and appurtenances, including work-shops, ware-houses, vehicles, and property of every description needed for the purpose of transportation of freight and

passengers, or for the repair and maintenance of the roads, shall be exempt from taxation while the roads are under construction, and for the period of thirty-five years from their completion; and that all the officers of the companies, and servants, and persons in the actual employment of the companies, be and are hereby exempt from performing ordinary patrol or militia duty, working on public roads, and serving as jurors.

Sec. 19. *Be it further enacted*, That should any of the officers or persons in the employ of any Railroad Company in this State, make any fraudulent statement of accounts, or make false issues or transfers of the capital stock or bonds of any Railroad Company, or shall fraudulently apply any money or property in his charge, belonging to said company, or in charge of said company, to his individual use or benefit, or to the benefit of any other person, it shall be considered a felony, and, on conviction, in any Court having jurisdiction of the same, shall be punished by fine at the discretion of the Court, and imprisonment of not less than two nor more than ten years.

Sec. 20. *Be it further enacted*, That after the routes indicated have been actually surveyed and adopted, and a plat thereof deposited in the office of the Secretary of State, it shall not be lawful for any other railroad to be built, cut, or constructed in any way or manner, or by any authority whatsoever, running laterally within twenty-five miles of the route so adopted, unless by said company, or with the consent of the Trustees of the Internal Improvement Fund and a majority of the Stockholders, at an annual meeting on a stock vote.

Sec. 21. *Be it further enacted*, That should the Government of the United States grant land to the State of Florida, for the purpose of aiding in the construction of the lines of railroad indicated, and their extensions, by general or special act, said lines of railroad shall be

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entitled to all the benefits and advantages arising from said grant that the State of Florida would be entitled to by the construction of said lines of Railway and their extensions; and the Governor of the State is hereby authorized and required, should such an Act be passed by the Government of the United States, to direct said railroad companies to select said land, and, after such selection, to give the Secretary of the Interior notice of such selection, and furnish him with a list of lands so selected, the number of each section, fractional section, or sub-division, and take such other action as may be necessary to fully secure the grant of lands to said railroad companies, subject to all the conditions and restrictions of the Act of Congress making such grant.

Sec. 22. *Be it further enacted*, That it shall be lawful for the Board of County Commissioners of any county, or the Mayor and Council of any city, or the Trustees of any town, through or near which such railroads or their extensions may pass, or in which they may terminate, and they are hereby authorized to subscribe and hold stock in said company, upon the same terms and conditions, and subject to the same restrictions as other Stockholders: *Provided*, It shall be first submitted to the vote of the legal voters of said county, city or town, to be held and taken at such times and places, and in such manner, as said authorities respectively may appoint, whether or not stock shall be subscribed and taken; and if, when the vote be thus taken, it shall appear that a majority of the votes shall be in favor of such subscription, it shall thereupon be lawful for the Board of County Commissioners, city or town authorities, by agents by them appointed, to subscribe and take in such company, such an amount of stock as they shall determine: *Provided*, That in no case of county subscription the amount shall exceed fifty per cent. of the cost of construction through said county; and to issue the bonds of such county, city or town, payable with interest at such times

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and places as they may deem proper, and dispose of the same for the payment of such subscription, pledging the faith and resources of such county, city or town for the payment of such bonds and interest; and they shall, from time to time, levy and collect such a tax as shall be necessary to pay the instalments of interests and the bonds, as the same become due, or to create a Sinking Fund for the gradual reduction of the same: *Provided*, That the rate of interest shall not exceed ten per centum per annum, or funds may be raised by such Board of County Commissioners, or city or town authorities, by tax, in such sums or instalments as will meet such subscription, and the receipt for the payment of such tax shall entitle the payers thereof, for every One Hundred Dollars so paid, to have one share or more, as the case may be, of the stock so subscribed by said County Commissioners, city or town, in said company, and which receipts shall be assignable. No stock held by any county, city or town, shall be assignable by said county, city or town, until the bonds issued for the purpose of procuring funds for the payment of said county, city or town subscription shall be paid, except in exchange for such bonds.

Sec. 23. *Be it further enacted*, That in the event of the disagreement between any railroad company accepting the provisions of this Act, and the Post-master General as to the compensation to be paid per mile by the Government of the United States to said companies for transporting the mail of the United States, on the routes indicated by this Act, the matter shall be settled by mutual agreement between the Post-master General and the Governor of the State, and the refusal on the part of any railroad company to perform the services required by the Post-office Department, for the compensation agreed on by the Governor and the Post-master General, shall subject said company to a fine of one hundred dollars for each and every day they refuse to per-

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form the said award, which will be recoverable by an action of debt by the Post-master General, but not if he be in arrears for more than one quarter's compensation to such company.

Sec. 24. *Be it further enacted,* That no branch roads from the main line of railroad, provided for by this Act, between the waters of Pensacola or Escambia Bay and the junction with the Florida Railroad shall be made to the northern boundary line of this State, until that part of the line between the Suwannee river and the Florida Railroad has been constructed; nor shall any such branch road be made to a point West of the Alapaha river without the consent of all the companies owning the several portions of the main line, and without the approval of the Trustees of the Internal Improvement Fund.

Sec. 25. *Be it further enacted,* That the completed portion of any railroad authorized by this Act, shall carry the iron rails, spikes and plates or chairs required in the construction of any portion of the line indicated, at the uniform rate of two cents per ton per mile, and for such transportation shall receive in payment the capital stock of the company for which the same was transported.

Sec. 26. *Be it further enacted,* That whenever any of the different railroad companies shall purchase and deliver to the County Treasurer, or to the city or town authorities, the bonds issued by any county, city or town, to pay the subscription of the capital stock of said county, city or town, or any portion of them, the Treasurer of said county, city or town shall transfer an equal amount of the capital stock of said company to said railroad company, and it shall be the duty of the Treasurer of the county, city or town authorities to cancel and deface the bonds exchanged.

Sec. 27. *Be it further enacted,* That after the railroad companies indicated by the provisions of this act, shall, for five consecutive years, pay six per cent. on the capital

stock paid in, and the interest on the bonded debt, and apply the sum of one per cent. yearly to a Sinking Fund on said debt, then the Trustees of the Internal Improvement Fund may apply, under the direction of the Legislature, the annual income arising from said fund to other purposes of Internal Improvement, or to the support of schools, so long as the said company shall continue to pay the same. But should any of said railroad companies thereafter fail to provide the interest upon their bonded debt, and one per cent. annually as a Sinking Fund, then said fund shall pay the deficiency on the interest account, from time to time, as it may arise.

Sec. 28. *Be it further enacted,* That the right of way through the State lands for two hundred feet in width, is hereby granted to the different railroad companies on the routes indicated, with the right to cut timber and procure the necessary earth and stone from the adjacent land, to construct and repair the same, and whenever it is necessary to construct turn-outs or sidetracks, that this privilege may be extended to one hundred feet on each side of the road, and of such sidetrack.

Sec. 29. *Be it further enacted,* That the alternate sections of the swamp and overflowed lands, for six miles on each side, may be granted by the General Assembly to such railroad companies, to be hereafter chartered, as they may deem proper, on their compliance with the provisions of this Act, as to the manner of constructing the road and drainage, and the sale and transfer of the alternate sections thus granted shall be in accordance with the provisions of this Act.

Sec. 30. *Be it further enacted,* That no bonds shall be issued to the companies under the provisions of this Act in aid of any part of their road not completed at the end of eight years from the passage of this Act, and any company failing to grade twenty miles of their road within four years from filing notice of their acceptance of

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the terms of this Act, shall forfeit all right to its benefits.

Sec. 31. *Be it further enacted*, That in addition to the bonds authorized to be issued in the preceding sections of this Act, there may be issued by the proper railroad companies, bonds to the amount of one hundred thousand dollars for a bridge crossing the Choctawhatchie river, and the like amount for a bridge crossing the Apalachicola river; also one hundred thousand dollars for the structures necessary to cross from the West side of Nassau river to Amelia Island, and fifty thousand dollars for the crossing of the Suwannee river—which bonds shall be guaranteed and provided for in the same manner as those hereinbefore authorized: *Provided*, That said bonds shall not issue except in payment for work done, and then only as the work progresses, upon the certificate of the State engineer that such work has been done, and that the amount of bonds issued is required for the payment therefor.

Sec. 32. *Be it further enacted*, That if any person shall, while in charge of a locomotive engine, or acting as the conductor or superintendent of a car or train of cars, or on the car or train as a brakeman, or employed to attend the switches, draw-bridges, or signal stations, on any railway in this State, be intoxicated, he shall be deemed guilty of a misdemeanor, and upon conviction before any magistrate, shall be punished by fine or imprisonment at the discretion of the court.

(Passed the House of Representatives December 29, 1854. Passed the Senate January 2, 1855. Approved by the Governor January 6, 1855)

CHAPTER 734—[No. 125.]

An Act to Facilitate the Construction of the Various Lines of Railroad provided by the Act entitled "An Act to provide for and encourage a Liberal System of Internal Improvement in this State," approved 6th January,

1855.

WHEREAS, Differences of opinion exist among competent civil engineers as to the details of construction of railroads best calculated to ensure a desirable and permanent structure; *And Whereas*, It is desirable to construct the several railroads now in contemplation in this State in the most approved manner, and with the aid and assistance of the best scientific skill and experience: *And Whereas*; Also, the details of construction specified in the above mentioned Act can only be modified by and with the consent of the State of Florida, the Trustees of the Internal Improvement Fund, the several railroad companies and all others having vested interests under the law. Therefore,

Section 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened*, That all the details of construction specified in the sixth and seventh sections of the "Act to provide for and encourage a liberal system of Internal Improvement in this State," except the sixth specification in the sixth section, may be modified by and with the consent and approval of the Trustees of the Internal Improvement Fund, and the several railroad companies shall be and they are hereby authorized, (having first obtained the assent of the said Trustees,) to adopt such details of construction as may be recommended by a competent engineer, to be approved of by the Trustees of the Internal Improvement Fund.

Sec. 2. *Be it further enacted*, That all the duties devolved upon the State engineer may be performed by any other competent civil engineer, to be designated by the Trustees of the Internal Improvement Fund.

Sec. 3. *Be it further enacted*, That whenever "twenty miles" occurs in the Act above mentioned to encourage and provide for a liberal system of Internal Improvement in this State, the same shall be erased and "ten miles" in-

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serted in lieu thereof, so as to entitle the several companies to aid on the completion of the first ten miles instead of twenty as heretofore, and for any number of miles less than ten at the termination of any road.

Sec. 4. *Be it further enacted*, That a line of railroad to be constructed from the city of Pensacola, or any other point or points on the waters of Pensacola Bay, or the waters of the St. Andrews Bay, to the north line of the State leading in the direction of Montgomery, Alabama, shall be considered as proper improvements to be aided from the Internal Improvement Fund in the manner provided for, or may hereafter be provided for, in "An Act to provide for an encourage a liberal system of Internal Improvements in this State," approved January 6, 1855.

Approved December 14, 1855.

CHAPTER 874—(No. 16.)

AN ACT to amend an act to provide for and encourage a Liberal System of Internal Improvements in this State, approved January 6, 1855. •

Section 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened*, That an Act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6, 1855, be so amended that the Trustees of the Internal Improvement Fund shall be and they are hereby empowered to appoint, at their annual election for directors, one director, not a stockholder, for each of the several railroad companies who have or may hereafter accept the provisions of said Act, said directors to exercise and perform all the rights, privileges and duties appertaining to a director in said company.

SEC. 2. *Be it further enacted*, That the said Trustees may remove at will said directors and shall have power to appoint a successor in case of such removal or in case of vacancy from any cause.

Approved January 14, 1859.

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CHAPTER 1,015—[No. 20].

An Act to repeal in part the 24th Section of the act entitled an act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6, 1855.

Section 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened,* That so much of the 24th section of the act to which this is an amendment as provides that no branch road shall be made from the main line of railroad to the Northern boundary line of this State to a point West of the Alapaha river, without the consent of all the companies owning the main line of road between the waters of Escambia Bay and the Florida Railroad, and without the approval of the Trustees of the Internal Improvement Fund, be and the same is hereby repealed.

Passed the Senate December 17, 1859. Passed the House of Representatives December 22, 1859. Approved by the Governor December 22, 1859.

CHAPTER 1, 110—(No. 17.)

AN ACT to amend the 22d Section of the Act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6, 1855.

WHEREAS, Doubts have been suggested whether, by the section of the Act to which this is an amendment, the receipt for the payment of the tax levied and collected by the counties subscribing for stock in any railroad company entitles the payers thereof to a transfer of stock, where the tax levied has been so levied and collected for the purpose of paying outstanding bonds, for remedy whereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened,* That the County Commissioners of any

county in this State, which shall have subscribed for stock in any railroad company under the provisions of the act to which this is an amendment, shall distribute the stock paid up, or for which bonds have been issued and paid *pro rata*, and transfer and assign to the parties holding tax receipts for taxes levied to pay for any instalment of stock, or for any bond or bonds issued by such county to pay for such instalment or instalments of stock, each person holding such receipts surrendering the same to be entitled to a *pro rata* portion of the stock paid up, or for which bonds have been issued and afterwards paid, which distribution and transfer shall continue as fast and as often as the outstanding bonds are taken up or paid by the county; and thereafter the stock so distributed and transferred shall be represented by the holders thereof, and the county shall only be entitled to represent the remaining stock subscribed for by it.

SEC. 2. *Be it further enacted*, That the several counties subscribing for shares of stock as aforesaid, shall have the right and power, by the consent of the company in which it holds the stock subscribed for by it, to sell and transfer the stock held by it, for which its bonds are outstanding, without waiting until the bonds issued for the purpose of raising money to pay for its stock shall be paid.

SEC. 3. *Be it further enacted*, That if any tax-payer shall present to the County Commissioners a certificate of his having given public notice in a newspaper, published in or nearest to the county of his residence, for one month, of his having lost his tax receipt or receipts, and of his intention to apply for a transfer of his *pro rata* share of the stock as authorized by this act, and shall likewise file with the County Commissioners his affidavit of his having lost his tax receipt or receipts, the County Commissioners on his application shall transfer to him his *pro rata* portion of

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the stock, taking as a basis, in the absence of his tax receipt or receipts, the tax book of the county filed with them.

Approved February 14, 1861.

MINUTES.

Board of Trustees of the Internal Improvement Fund of the State of Florida.

At a meeting of the Trustees of the Internal Improvement fund held at the Capitol in the city of Tallahassee on the Eighteenth day of January, A. D. 1855 the Trustees proceeded to their organization as a Board, whereupon on motion His Excellency, James E. Broome, Governor of the State of Florida, was elected President, and Mariano D. Papy, Attorney General, was elected Secretary,

On motion,

Ordered that the Secretary be authorized to procure such books as are necessary to record the proceedings of this Board.

On motion,

Ordered that the sum of sixteen thousand dollars be paid to Messrs. Randolph and Wells, selecting agents, on account.

Ordered that a committee consisting of David S. Walker, State Register, and M. D. Papy, Attorney General, be appointed to draft rules and regulations for adoption by this Board.

Ordered that the Board be adjourned till Saturday next at ten o'clock.

Saturday, 20th January, A. D. 1855.

For want of a full attendance of the Trustees the Board did not meet today.

At a meeting of the Trustees of the Internal Improvement Fund held on Tuesday, February 20th, 1855, present:

His Excellency, James E. Broome (Gov. and Pres.)

Mariano D. Papy (Att'y Gen'l and Sec'y,)

David S. Walker (State Register,)

Theodore W. Breyard (Comptroller,)

Charles H. Austin (Treasurer.)

A communication from Hon. Isaac H. Bronson in behalf of the Directors of the Palatka and Micanopy Plank Road Company, dated 26th of January, 1855, applying for the purchase of certain "swamp and overflowed land" at a "nominal or small price" was received and read. The Board not being satisfied of their power to grant the application the said communication is held over for further consideration and action.

The Committee appointed to draft rules and regulations for the adoption of this Board reported the following which after consideration were adopted as rules and regulations of this Board, viz:

RULES:

1st. The officers of the Board shall consist of a President, Secretary, Salesman of lands and Treasurer.

2nd. The President shall preside at all meetings of the Board, shall sign all orders of the Board for the payment of money, shall sign the minutes of each meeting of the Board, and shall perform such other duties as shall be required of him by the Board.

3rd. It shall be the duty of the Secretary to record the minutes of the Board in a book to be kept for that

purpose and to countersign the minutes of each meeting. He shall attest all orders of the Board for the payment of money. He shall keep regular accounts showing the amounts of all orders drawn by the Board, stating the particular heads of payments, shall write such correspondence as may be necessary to be carried on by the Board and shall perform such other duties as may be required of him.

4th. It shall be the duty of the Salesman of the lands vested in the Trustees of this Board to make all sales of the said lands under such rules and regulations as may be established by the Board. He shall keep and preserve all books, maps, charts, papers, documents and evidence appertaining to or concerning the said lands. He shall pay to the Treasurer as soon as received all moneys received by him from time to time for or on account of the lands vested in this Board, taking a receipt therefor, and shall receive as compensation for his services the sum of six hundred dollars per annum to be paid quarterly on the first days of April, July, October and January of each year by order of the President, countersigned by the Secretary.

5th. It shall be the duty of the Treasurer to receive all moneys which by the rules and by-laws of this Board are required to be paid over to him or which by special order he may be required to receive. He shall pay out of said money such orders as may from time to time be drawn upon him by direction of the Board, provided the said orders be signed by the President and countersigned by the Secretary. He shall keep regular accounts of his receipts and payments, which shall at all times be subject to the inspections of the Board. He shall invest the moneys in his hands in such manner and in such securities as the Board may from time to time direct. He shall give a bond payable to the President of this Board and his successors in office in the penal sum of Fifty Thou-

and Dollars conditioned to discharge his duties faithfully, with securities to be approved by the Board, and shall perform such other duties as may from time to time be required of him by the Board and shall receive as compensation for his services the sum of five hundred dollars, payable quarterly on the first days of April, July, October and January in each year by order of the President countersigned by the Secretary.

6th. At each meeting of the Board shall be noted on the minutes the names of the members present.

7th. Upon all orders for the payment of money or for the sale of lands the vote shall be taken and recorded by yeas and nays.

8th. The regular meetings of this Board shall be held on the first Tuesday of each month, but the Board may meet as often as it is called together by the President whose duty it shall be to call such meeting on the request of any two members of the Board.

David S. Walker, State Register, was this day duly elected Salesman of lands of this Board and *Charles H. Austin*, State Treasurer, was duly elected Treasurer.

A letter from Benjamin F. Whitner, Secretary of the Pensacola and Georgia Railroad Company, notifying the Trustees of the full acceptance by said company of the provisions of the "Act to provide for and encourage a liberal system of Internal Improvements in this State," approved the 6th of January, 1855, which letter is dated 12th of February, 1855, was read and ordered to be placed among the files of this Board.

Ordered that the Board be adjourned till Monday, the fifth day of March next.

Monday, March 5th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman;

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

On motion, the following resolutions was adopted,
viz:

Resolved, That the lands vested in the Trustees of this Board and hitherto known as the Internal Improvement lands and as contradistinguished from swamp and overflowed lands shall be sold in the same manner and under the same terms as were authorized by the laws of the State of Florida previous to the passage of the Act vesting said lands in the Trustees who constitute this Board.

The following resolutions was also adopted:

Resolved, That one dollar and twenty-five cents per acre shall be the minimum price for swamp and overflowed lands and that the terms of sales shall be one-fourth cash and the balance in installments payable one two and three years respectively after date, with interest payable in advance. In all sales if the whole amount is paid in cash in full, five per cent discount shall be allowed on three-fourths the amount.

Ordered that the Board be adjourned till tomorrow morning ten o'clock.

Tuesday, March 6th, 1855.

The Board met.

Present: His Excellency James E. Broome;
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman;

C. H. Austin, State Treasurer, etc.

T. W. Brevard, Comptroller.

A letter from James B. Dawkins, dated February 2, 1855, addressed to Governor James E. Broome, asking for a loan to the Palatka and Micanopy Plank Road Company, was read and in consideration thereof it was ordered that the Board decline to make the loan desired in the said letter.

On motion ordered that the Attorney General be requested to give an opinion as to the power of the Board to sell for a nominal price to the Palatka and Micanopy Plank Road Company the swamp and overflowed lands desired in the letter of Hon. J. H. Bronson of 26th January, 1855.

Ordered that the salary of the Secretary be four hundred dollars, payable on the first days of April, July, October and January in each year by order of the President countersigned by the Secretary.

Ordered that the Secretary of this Board address a communication to the Commissioner of the General Land Office desiring information as to the number of acres confirmed to this State under the Act of Congress granting swamp and overflowed lands and asking that Patents to the lands be issued as early as practicable.

Ordered that the Board adjourn.

Tuesday, April 3d, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

T. W. Brevard, Comptroller.

A full attendance not being had, on motion the Board adjourned to meet again on Saturday next, April 7th, 1855.

Saturday, April 7th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

C. H. Austin, the Treasurer-elect of this Board, presented his official bond as required by the by-laws, which bond, on motion, is accepted and approved.

A letter from D. L. Yulee, President of Florida Railroad Company, dated March 6th, 1855, directed to His Excellency J. E. Broome, President of the Board of Trustees, informing the Board of Trustees that the said Florida Rail Road Company makes full acceptance of the terms and provisions of the Act passed at the late session of the General Assembly relative to a system of Internal Improvements in this State, was read and ordered to be acknowledged.

The proposition of J. H. Bronson in behalf of the Palatka and Miccanopy Plank Road Company to purchase lands at a nominal price, was declined for want of power in the Board to accede thereto, and it was

ordered that the Secretary do notify the said J. H. Bronson of the determination of the Board and the the reason for their action.

An account in favor of George Center for services as Assistant to State Engineer for \$104.00, rendered from 3d May to 21st June, 1854, was presented, and on motion laid on the table.

An account in favor of John McDougall for stationary furnished Board of Internal Improvement for \$6.25 was presented.

On the question shall it be paid:

Ayes—Governor Brcome, Register Walker, Comptroller Brevard, Treasurer Austin and Attorney-General Papy. Nays—None. So the said account was ordered to be paid.

Ordered, on motion, that the Treasurer of this Board be authorized to purchase such books as may be necessary for his use as Treasurer aforesaid.

On motion, ordered that the Comptroller be requested to draw a warrant in favor of C. H. Austin, Treasurer of this Board, for the amounts of the Internal Improvement Fund and Swamp Land Fund, which by the act approved January, 1855, were vested in the Trustees of this Board.

Ordered that the Treasurer of this Board be required to report at the next meeting the amount of moneys, notes, bonds, etc., received by him from the Treasurer of the State of Florida for the use of this Board.

Ordered that the Treasurer of this Board be authorized to purchase a safe for an amount not exceeding \$140-00 for the use of the Salesman of this Board.

On the question of the adoption of this order:

Ayes—Governor Broome, Comptroller Brevard, Register Walker, Treasurer Austin, Attorney-General Papy. Nays—None. So the order passed.

On motion, ordered that all deposits of the funds of this Board shall be made in the agency of the South Western Railroad Bank of Charleston at Tallahassee, whether by the Salesman or the Treasurer of this Board.

On motion, ordered that the Board do adjourn.

Tuesday, June 19th, 1855-

The Board met by call of the President.

Present: His Excellency James E. Broom,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

An account in favor of Messrs. Benett and Teasdale, of Palatka, amounting to \$522.37 for advances made for pay of men and provisions employed and purchased by Colonel F. L. Dancy, State Engineer, in locating proposed canal connecting St. Johns and Indian rivers, and for transportation of the same, was presented.

On consideration, ordered that the Secretary of this Board inform Messrs. Benet and Teasdale that before their account is paid until a report from Colonel Dancy embracing a survey and map of location of the proposed canal and the whole amount of expense incurred is received, also that before payment is made it will be necessary that each party employed by the Engineer and those from supplies of any kind were obtained shall make out an account supported by his affidavit of its correctness.

A letter from A. S. Baldwin, President of the Florida, Atlantic & Gulf Central R. R. Co., dated May

2nd, 1855, communicating a resolution of the Board of Directors of said company accepting the provisions of the "Act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6th, 1855," was read and ordered to be acknowledged.

A letter from L. B. Northrop, desiring the Board for reasons therein stated to withdraw from the list of swamp land selections, certain lands in East Florida and therein described, was read. Ordered that the Secretary advise said Northrop that the Board have no power to make such withdrawal and to state that the lands may be obtained as other lands in like condition from D. S. Walker, Esq.

A letter from Thomas Ormond, desiring to know whether the State would sell or lease the privilege of removing deposits of shells from "overflowed lands," was read. Ordered that said Ormond be informed by the Secretary that the Board do not feel themselves vested with the power of leasing the privilege referred to.

Letters from A. G. Johnson and J. B. Dawkins, desiring to know whether any regulations exist by which those who have improvements may claim a pre-emption, and asking early action. Ordered that the Secretary reply that the swamp and overflowed lands have not yet been offered for sale and that when they are so offered those who have settled and made improvements thereon will be entitled to a preference on the principle of the Pre-emption Law.

Ordered that the Board adjourn.

Saturday, July 14th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

A letter from Bennett & Teasdale stating it to be impossible to comply with the requirements of the Board in reference to their accounts because the men employed by the State Engineer had scattered and their affidavits could not therefore be obtained, was read.

On consideration whereof and the reasons alleged it was ordered that the Secretary be instructed to inform Messrs. Bennett & Teasdale that their account will be paid if they will make it out against the "Trustees of the Internal Improvement Fund," and append to it an affidavit that the sum stated in the pay roll to be due the persons engaged by Col. Dancy, the Engineer, have been paid to them respectively.

There being no other business the Board adjourned.

Tuesday, August 7th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

A letter from Hon. D. L. Yulee, President of the Florida R. Company, requesting a suspension of the sale of State lands on the line of the Florida Rail Road

and enquiring the manner the selection of land for said Company will be made, was read. Ordered that the Secretary reply that no lands on the line of said road have yet been offered for sale, and also that before the lands are offered, said Company will be advised of the determination of the Board as to the manner in which the selections are to be made.

On motion, ordered that the Secretary enquire by letter of the Surveyor-General of Florida whether the supplemental list of swamp land selections filed in his office in April last has been forwarded to Washington, and if not, to request that they be forwarded at the earliest day convenient.

Ordered that an order be drawn on the Treasury for \$15.00 for desk sold the Salesman by James H. Gatlin.

Ordered that the Board adjourn.

Wednesday, September 5th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Secretary and Attorney-
General.

D. S. Walker, Register and Salesman.
T. W. Brevard, Comptroller.

Ordered that the account in favor of Messrs. Benett and Teasdale for \$501.14 be paid.

Yeas—Governor Broome, Register Walker, Attorney-General Papy and Comptroller Brevard. Nays—None.

Ordered that the Board adjourn.

Wednesday, 10th October, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

The Secretary being absent, C. H. Austin, Treasurer, requested to act as Secretary pro tem.

The following resolution was adopted:

Resolved, That bills of postage and stationery for the offices of the Board shall be paid by the Treasurer upon the certificate of the respective officers for whose offices the expenses were incurred.

On motion, the Board adjourned.

Tuesday, December 4th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman;

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

The application of Hon. D. L. Yulee for the purchase of all the Internal Improvement lands in Levy and Alachua counties at the valuations now fixed was refused.

The Board adjourned.

Wednesday, December 5th, 1855.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, State Treasurer, etc.

T. W. Brevard, Comptroller.

Ordered that the price of the Internal Improvement lands in Levy and Alachua counties be increased one hundred per cent. and the balance of the Internal Improvement lands in the State be increased fifty per cent.

Ordered that all bona fide applications for land previous to this date, executed within a reasonable time, shall be admitted and accepted at the old prices.

A letter from William G. Mosely, dated November 30th, 1855, asking to be appointed agent to select Internal Improvement lands that remain to be selected was received and was read. On consideration ordered that the Secretary inform said Mosely that the full number of acres have been selected subject to confirmation, and that if, by rejection or other cause there shall require a further selection, the Board will adopt all selections he may make with that view, but are not now in a condition to employ him.

Ordered that the Secretary write to the Commissioner of the General Land Office urging the confirmation of the Internal Improvement selections, and also that he address a letter to Mr. Yulee asking his assistance therein.

Ordered that the Board adjourn.

Wednesday, December 19th, 1855.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman,

C. H. Austin, State Treasurer, etc.

T. W. Brevard, Comptroller.

The Tallahassee Rail Road Company, by its President, Edward Houston, submitted for the action and approval of the Trustees the details of the plan and specifications for the reconstruction of the Rail Road from Tallahassee to St. Marks together with sundry resolutions of the said Tallahassee Rail Road Company and the stockholders thereof, among which is one accepting and approving the amendments to the General Internal Improvement law contained in an act to facilitate the instruction, etc., approved December, 1855.

Ordered that said Resolutions and said details of the plan and specifications for the reconstruction of said road be preserved by the Secretary among the files of the Board.

On motion, ordered that William H. Griffin be and he is hereby appointed the Engineer to examine and report upon the proposed modifications of the plan, etc., for the reconstruction of the Rail Road from Tallahassee to St. Marks. The said William H. Griffin having by letter to the Trustees of this date reported that he approved of the proposed modifications of the plan, etc., for the reconstruction of the Rail Road from Tallahassee to St. Marks, it was ordered that the said modifications of the plan, etc., be for the reconstruction of the Rail Road from Tallahassee to St. Marks submitted as aforesaid be and is hereby adopted and approved.

Ordered that the Board adjourn.

Friday, December 21st, 1855.

The Board met according to call

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

The Pensacola and Georgia Railroad Company by its President, E. C. Cabell, accompanying letter dated 21st, December 1855, submitted for the action and approval of the Trustees, the details of the plan or the modifications of the specifications, etc., for the construction of the Pensacola and Georgia Railroad, ordered to be preserved among files of Board.

Ordered that William H. Griffin, civil engineer, be and he is hereby appointed to examine and report upon said proposed modifications, etc., for the construction of said Pensacola and Georgia Railroad.

Application was made by letter of this date by Messrs. Randolph & Wells selecting agents, etc., to be paid on account, such sum for their services as the Board might deem proper, ordered that the Secretary inform said agents that the Board cannot at this time make the payment desired by them.

Ordered that the Board adjourn.

Friday, January 11th, 1856.

The Board met according to call.

Present: D. S. Walker, Register and Salesman.

M. D. Papy, Attorney-General and
Secretary.

C. H. Austin, reasurer,

T. W. Brevard, Comptroller.

On motion, T. W. Brevard was requested to act as President pro tem.

The Board being notified by letter of the President of the Tallahassee Railroad Company, dated 31st December, 1855, that the road bed of said road for about twenty miles has been graded and that a certain number of crossties have been furnished. It is ordered that William F. Lee, civil engineer, be and is hereby designated to examine personally so much of the said road bed of the Tallahassee Railroad as has been graded continuously for ten miles and more, and to report to the Trustees whether the same has been graded, or constructed, and how much has been graded and constructed and the crossties for the same furnished according to the plan and specification of the details of construction proposed by said Company, and adopted, or consented to, by the Trustees on the 19th December, 1855. William H. Griffin, civil engineer, heretofore and on the 21st of December, 1855, appointed to examine and report the proposed modifications, etc., for the construction of the Pensacola and Georgia Railroad, having by letter dated 22nd December, 1855, reported that he approved of said proposed modifications. It is ordered on motion that the said modifications, or plan of construction of the said Pensacola and Georgia Railroad Company, be and is hereby adopted and approved.

Ordered that the Board adjourn.

Wednesday, January 17th, 1856.

The Board met.

Present: His Excellency James E. Bröome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

William F. Lee, civil engineer, heretofore designated to examine the roadbed of the Tallahassee

Railroad, and to report whether the same has been graded or constructed, and the cross-ties furnished according to the plan and specifications of the details of construction heretofore adopted and approved by the Trustees, by letter dated 12th, January, 1856, certified that the roadbed of said road for fifteen miles continuously from St. Marks, has been graded, and that the cross-ties thereof to the best of his knowledge and belief have been furnished agreeable to the specifications aforesaid. Whereupon it was ordered that the said Tallahassee Railroad Company may issue its bonds for fifteen miles, agreeably to the provisions of the act to provide for and encourage a liberal system of Internal Improvements in this State, approved January 6th, 1855.

The President of the said Tallahassee Railroad Company, filed with the Trustees, a statement under oath of said President and four Directors of said Company, that the necessary quantity, and quality, of iron for fifteen miles has been purchased and is within the jurisdiction of this State, to be paid for out of the proceeds of the bonds to be issued by said Company, as required by the ninth section of the act above mentioned.

The memorial of W. D. Moseley and others asking the Trustees to make a donation or sale at a nominal price to the Judge of Probate and County Commissioners of Putnam county of sundry swamp and overflowed lands in said county for purposes therein mentioned was read.

On motion, ordered that the Secretary inform the memorialists that the Trustees do not conceive they have the power to grant their request.

Ordered that the Board adjourn.

Wednesday, January 23d, 1856.

The Board met according to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman;

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

On motion, the following resolutions were adopted:

Resolved, That all the swamp and overflowed lands selected by this State shall be subject to private entry on the terms heretofore fixed from and after this date. Persons living upon or cultivating any of said lands not exceeding one hundred and sixty acres will have the preference, provided they will purchase the land to which a preference is herein given them within ninety days from this date; and to prevent the improvements of such persons from being entered by others, every person applying for said lands within ninety days from this date will be required to make affidavit that there is no residence or cultivated land or improvements on the land he applies for except his own.

Resolved further, That the President of this Board shall give notice by proclamation in accordance with foregoing resolution.

The letter of Edward Houstoun, President of the Tallahassee Railroad Company, dated June 23rd, 1855, to the Trustees, notifying that the Tallahassee Railroad Company accept the provisions of the act to provide for and encourage a liberal system of Internal Improvements in this State, the receipt of which was on the day of its date by delivery thereof to the President of this Board, but not heretofore noted on the Minutes, was ordered to be filed and noted.

The following resolutions was adopted:

Resolved, That the bond to be given by the Tallahassee Railroad Company required by the Ninth Section of the Act to provide for and encourage a liberal system of Internal Improvements in this State, to be given before the guaranteed bonds are delivered, shall be for fifteen thousand dollars on the first fifteen miles of their Road, conditioned that said Company shall lay down their iron within six months, as required by said Section, or pay to the Trustees all damages that may result from their failure to lay down the iron within the time aforesaid.

An account in favor of John McDougall for twenty dollars and seventy-five cents (\$20.75) for books purchased for the use of the Board was presented.

On the question shall the bill be paid: Ayes—Broome, Governor; Walker, Register; Papy, Attorney-General; Brevard, Comptroller, and Austin, Treasurer. Nays—None.

So said account was ordered to be paid.

Ordered that the Board adjourn.

Monday, 4th February, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

The President of the Tallahassee Railroad Company submitted for approval the form of bond to be given under the Ninth Section of the Act to provide for and encourage a liberal system of Internal Improvements and offering as sureties thereto I. George Anderson, B. F. Whitner and R. A. Shine; ordered that the same be approved.

Resolved, That all the lake lands or lands within the traverse of the United States surveys are hereby withdrawn from sale until the further action of the Board.

On motion, the Board adjourned. (C. H. Austin acting as Secretary pro tem.)

Tuesday, 12th February, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary-

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

A letter from G. W. Call, Secretary of Florida Railroad Company, dated February 6th, 1856, was received and read. This letter enclosed a certificate of F. L. Dancy, State Engineer, certifying that considerably over one-third part of the work on the structure necessary to cross from the west side of Nassau river to Amelia Island, on the line of the Florida Railroad, has been done in a substantial and workman-like manner, and that the amount of thirty-five thousand dollars, is required in payment therefor and approving plans for bridges, etc. The letter of said Call, Secretary, states a desire to have issued under the terms of the Act of 1855, the amount of guaranteed bonds above mentioned and asking the Board to take all preliminary steps therefor, etc. The said letter and certificates being considered, it is ordered that the Board will guarantee bonds to the amount of thirty-five thousand dollars, in favor of the Florida Railroad, as part of the cost of said structure. The bond of the Tallahassee Railroad Company, for laying down iron on first fifteen miles, as required by Ninth Section of Internal Improvement Act, duly executed with I. George

Anderson, R. A. Shine and B. F. Whitner, as sureties thereto, was presented to the Board, and, on motion, the same is accepted.

Ordered that T. W. Brevard, Comptroller, be and is hereby appointed a committee of one to deliver to the Tallahassee Railroad Company, or its President, the bonds guaranteed by the Trustees under a former order of the Board. A letter from the President of the Tallahassee Railroad Company, dated 9th, of February, 1856, offering to sell to the Trustees one hundred and twenty thousand dollars of guaranteed bonds was received.

On motion ordered that the Treasurer of this Board be and is hereby authorized to invest not exceeding forty thousand dollars in guaranteed bonds of the Tallahassee Railroad Company, at not more than ninety cents in the dollar, with the coupons for the first semi-annual interest off.

Ordered that the Board adjourn.

Saturday, February 23, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

On motion, Resolved, That the Treasurer be authorized to purchase ninety of the Tallahassee Railroad bonds of five hundred dollars each, the first semi-annual coupons off at the price of ninety cents on the dollar. The President of this Board presented one of the bonds of the Florida Railroad Company, forwarded by Col. G. W. Call, Secretary, for the examination of the Trustees. It appearing on examination that in the body of the bond it is certified that the issue is limited to ten thousand dollars per mile, and whereas, the law,

of the 6th, of January 1855, authorizes the issue of eight thousand dollars per mile, for iron; two thousand dollars per mile, for equipments and one hundred thousand dollars for structures to cross Naassau river; therefore it is ordered that the Secretary of this Board notify the Hon. D. L. Yulee, President, by next mail that the Trustees require before certifying for the interest that the bond be conformed to the law in this respect.

Ordered that the Board adjourn.

C. H. Austin acted as Secretary pro tem.

Tuesday, 25th March, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

A letter from A. S. Baldwin, President of the Atlantic and Gulf Central Railroad Company, enclosing modifications of plan of construction of said Road, dated 2nd February, 1856, was presented by the President for the consideration of the Board.

Ordered, on motion, that the said modifications of the plan of construction, as presented by the said Atlantic and Gulf Central Railroad Company, be agreed to and adopted, with the following amendments, viz: Amend first specifications so as to require all standing timber endangering the safety of the Road to be cut down.

Amend sixth specification so as to require all crossties to be six by eight inches in breadth and thickness, of heart pine or other timber, as specified. And that the Secretary notify the President of said Railroad thereof, also that he enclose to him a copy of the modifications of the plan of construction of the Pensacola and Georgia Railroad Company, with a statement that the details of the said plan are

in all cases required, and that the Atlantic Gulf and Central Railroad Company may, if chooses, conform thereto. On motion ordered by vote, yeas and nays unanimously, that the Treasurer be instructed and ordered to pay to Messrs. Randolph and Wells five thousand dollars, as soon as so much shall come to his hands, from sales of swamps and overflowed lands.

A letter from B. D. Wright, President of Alabama and Florida Railroad Company, dated 12th February, 1856, enclosing a notification in behalf of said Company, that they intend to avail themselves of the provisions of the Act in relation to Internal Improvements, approved 6th January, 1855, and also of the provisions of the Act approved 15th December, 1855, etc., was read and ordered to be filed.

On motion, the Board adjourned.

Monday, March 31st, 1856.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman:

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

A certificate of F. L. Dancy, State Engineer, dated 22nd March, 1856, that considerably over four-fifths of the work of the structure necessary to cross from the west side of Nassau river to Amelia Island, on the Florida Railroad line, has been done in a substantial and workman like manner, and that forty-five thousand dollars in addition to the thirty-five thousand dollars, heretofore certified by him are required in the payment therefor, was presented to the Board and read, and an application made for forty-five thousand dollars, of bonds, to be guaranteed by the Trustees in addition to the thirty-

five thousand dollars heretofore guaranteed. Whereupon it was ordered that the Trustees will guarantee bonds of the said Florida Railroad, to the amount of forty-five thousand dollars, as an additional part of the cost of the above mentioned structure.

Ordered on motion that Treasurer deliver to the Florida Railroad Company the said amount of forty-five thousand dollars when the guaranty shall be signed by the Trustees and the same are duly recorded.

On motion, ordered that the Treasurer purchase Forty-five thousand Dollars of the bonds guaranteed by the Trustees of the Florida Railroad Company, at ninety cents on the dollar. The first coupon for interest off. Ordered further that in the payment for said bonds the Treasurer is authorized to deliver North Carolina six per cent bonds at their present value in New York, adding one per cent for exchange, and that the amount of interest now accrued on said bonds be added to the principal thereof as part of the amount to be paid for said Florida Railroad Bonds.

On motion, ordered that the Secretary of this Board, refer the profiles of all the roads to Messrs. Randolph & Wells; with a request that they point out all State lands on the lines of said Roads within six miles on either side.

Ordered that the Board adjourn.

Saturday, 10th May, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

On motion, it is ordered that all swamp and Internal Improvement lands, within six miles on either side of the lines of the Railroads that have accepted the provisions of the Internal Improvement Act be and they are hereby withdrawn from sale, and that on the line of the Florida Railroad all lands within ten miles on either side be and is hereby withdrawn from sale.

Ordered, on motion, that the salesman be and is hereby authorized to receive in payment of all lands sold by him, the bonds guaranteed by the Trustees under the Internal Improvement Act.

Ordered that the Board adjourn.

Wednesday, May 14th, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary-

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

Daniel T. Lingo applied to rescind the purchase by him of the E $\frac{1}{2}$ of NW $\frac{1}{4}$, Sec. 26, Town. 2, R. 5, S. & E., entered by mistake, and the said Lingo having entered or purchased from the Salesman the eighth of land originally designed to be entered or purchased, it is ordered, on motion, that the Salesman be and is hereby authorized to rescind said purchase and that he return to said Lingo his notes for the purchase money, and that the Treasurer refund the cash installment paid on said purchase.

A letter from the President of the Alabama and Florida Railroad Company, dated 16th April, 1856, requesting that Wm. H. Chase be designated as engineer in place of the State Engineer, to perform duties

on Florida and Alabama Railroad. Was read, and on consideration it was ordered that the Board declines to make said designation, and that the Secretary be instructed to advise the President of the Alabama Railroad Company thereof, and the reasons which have influenced the Board, viz: Their apprehended want of power, and that he invite the institution of proceedings against the Trustees on the part of said Company for a judicial investigation and settlements of the question, promising that the Trustees will do all to facilitate a speedy settlement of the question. A letter from E. Houstoun, President of the Tallahassee Railroad Company, offering guaranteed bonds of said Company for sale at ninety cents in the dollar, first coupon off.

On motion it was ordered that the Treasurer be authorized and directed to buy six thousand dollars of the said bonds of the Tallahassee Railroad Company, at eighty-seven and a half cents in the dollar, first coupon off.

A bill in favor of A. Hutchins for repairs in the Salesman's office amounting to..... was ordered paid.

Ordered that the Board adjourn.

Wednesday, 4th June, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Secretary and Attorney-
General.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

On motion, ordered that the Treasurer pay out of the proceeds of the sales of swamp lands to Messrs. Randolph & Wells (swamp land agents) twenty-five hundred dollars for service in selecting swamp land on account. All the members voting aye.

The Tallahassee Railroad Company having declined the offer of eighty-seven and a half cents in the dollar for six thousand dollars of their guaranteed bonds, on motion ordered that the Treasurer be authorized to purchase six thousand dollars of said bonds at not more than ninety cents on the dollar.

Ordered that the Board adjourn.

Wednesday, July 2d, 1856.

The Board not having met yesterday it met to-day according to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

A letter from the President of the Tallahassee Railroad Company was received informing the Board that they have the proper number of crossties and a sufficient quantity of iron within the State for the unfinished five and three-quarter miles of their road and requesting permission to issue bonds to be guaranteed by the Trustees therefor at the rate of eight thousand dollars per mile, also that fifteen miles of the road is now relaid with the new iron rails and that it is expected that the entire road will be finished on or before the first of September next. That the Company having also contracted for the purchase of a suitable engine and other motive power for the business of their road, are desirous to be authorized to issue a further amount of guaranteed bonds, not exceeding forty thousand dollars in all, to meet their contracts for that purpose as the same may be required, etc.

On motion, it is ordered that William F. Lee, Civil Engineer, be and is hereby designated to examine personally the said remaining five and three quarter miles of the Tallahassee Railroad and to report to the Trustees

whether the same has been graded or constructed and the crossties for the same furnished according to the plan and specifications of the details of construction proposed by said Company and adopted by the Trustees on the 19th of December, 1855. Ordered further that the Trustees will guarantee bonds of said Tallahassee Rail Road Company to the extent of two thousand dollars per mile, for fifteen miles, for equipment, etc., and said Company be authorized to issue the same.

A letter from George W. Call, Secretary of Florida Rail Road Company, to C. H. Austin, Treasurer, in reference to the North Carolina bonds given that Company in payment of a portion of its guaranteed bonds purchased of it, and alleging that the accrued interest on said bonds should not have been added to the principle in estimating their value, and claiming to be reimbursed, was received and read. Ordered that the Treasurer be directed to ascertain the true value of the North Carolina bonds in New York on the day of sale, or payments to said Florida Rail road Company.

On motion, the Board adjourned.

Saturday, 12th July, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

On the application of Messrs. Randolph & Wells (swamp land agents) it is ordered that the Treasurer pay them six hundred dollars (being one-half of cash received from sales of swamp lands for the past month) on account. Ordered further that the Treasurer pay to said Randolph & Wells, at the expiration of each

month, one-half the cash received from sales of swamp lands for the past month on account their claim as swamp land agents.

A letter from J. W. Bryant to Governor Broome, dated 12th June, 1856, in reference to reclaiming swamp lands, was read and laid on the table till next meeting.

Ordered that the Board adjourn.

Saturday, July 19th, 1856.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

The report of William F. Lee, Civil Engineer, heretofore designated to examine personally the remaining five and three-quarter miles of the Tallahassee Railroad, as required by law, was read. Said Engineer reports that he found the work done according to the specifications, with the following exceptions: 1st, At one point of the new work the side slopes have not been taken down; 2nd, There are two creeks to cross, over which no culverts have been made; 3rd, The curve at the Depot exceeds the limit allowed in the specifications. The engineer also reported that with regard to the 2nd exception the difficulty may be obviated by putting in frame work which may be made quite substantial. The third he thinks of little importance, as it is near the depot, and does not much exceed the limit allowed. The first may be obviated after the track is laid.

It appearing from said report that the excess of curvature at the depot does not much exceed the limit allowed in the specifications, and that being near the depot, in the

opinion of the Engineer, it is of little importance, it is on motion ordered that the Board consent to the deviation in this particular from the specifications. The side slopes not conforming to the specifications, it is ordered that the said Company be required to conform to the specifications in this particular before bonds are guaranteed. On this being done bonds will be guaranteed to the amount allowed by law.

On motion, the Board adjourned.

Tuesday, August 5th, 1856.

The Board met.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

The following resolution was submitted for the consideration of the Board:

Resolved, That in all cases where the purchaser of lands desires to pay up the whole purchase money in full, at the time of purchase, the salesman is authorized to receive and accept therefor bonds guaranteed by the Trustees but no deduction is to be allowed as in cases where the purchase money is paid up full in cash.

But this is not to be construed to authorize the salesman to receive said bonds in any case where the purchaser does not wish to pay up the whole amount at the time of purchase and that the resolution adopted May 10th, 1856, or so much thereof as conflicts with this be repealed.

On its adoption the yeas and nays being called were:

Yeas—Messrs. Broome, Walker, Brevard and Papy.

Nays—Mr. Austin.

So the resolution was adopted.

The following resolution was also submitted:

Resolved, That in estimating the cash received from all sales of swamp land with a view to the monthly payments to Randolph & Wells, agents, one-fourth of the bonds received in payment be considered as cash receipts. On its adoption the yeas and nays were:

Yeas—Messrs. Broome, Walker and Brevard.

Nays—Messrs. Austin and Papy.

A letter from J. W. Bryant, dated 12th June, 1856, was read, in which he desires to know the sentiments of the Trustees in reference to the disposition of swamp lands for the purpose of reclaiming, etc., and informing the Board that he is forming a company for that purpose.

On motion, ordered that the Secretary inform Mr. Bryant that the Board have not sufficiently considered the subject to form any definite ideas, and invite from him distinct propositions.

Ordered that the Board adjourn.

Tuesday, September 9th, 1853

The Board met according to call.

Present: His Excellency James E. Broome, Governor and President.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

A certificate of F. L. Dancy, State Engineer, dated August 12th, 1856, stating that the whole of the work on the structure necessary to cross from the west side of Nassau river to Amelia Island, has been done in a substantial and workman like manner, and that the amount of twenty thousand dollars, in addition to the eighty thousand dollars, heretofore certified by him are necessary in the payment therefor, was presented

to the Board and read, and an application made for twenty thousand dollars of bonds to be guaranteed, in addition to the eighty thousand dollars heretofore guaranteed. Whereupon it was ordered that the Trustees will guarantee bonds of the Florida Railroad Company, to the amount of twenty thousand dollars, as an additional part, and in full of the cost of the above mentioned structure. A certificate of F. L. Dancy, State Engineer, dated 13th August, 1856, was presented and read, in which the said Dancy certifies that the Florida Railroad Company have graded continuously twenty miles of their road from Fernandina according to the following specifications, to-wit: "The road bed in cuts is twelve feet wide at grade line, with ditches on each side five feet wide, two and a half feet deep and two feet wide at bottom. Banks are twelve feet wide at top on grade line, and have slopes corresponding to a base of one and one-half horizontal to one feet vertical height. The clearing is of a width of sixty-five feet on each side of the center line of road. All excavations and embankments are so constructed as to have a perfect drainage, and the whole work is performed in a very substantial and workmanlike manner.

The said Dancy also certifies that the said company have delivered along the line of their road a sufficient number of crossties for the said twenty miles, allowing one for every $2\frac{1}{2}$ feet of the following dimensions, to-wit: Eight feet long and seven by eight "inches, good heart yellow pine timber." An application was made on behalf of the Florida Railroad Company based on said certificate for a guarantee of eighty thousand dollars of their bonds for the first ten miles of their road, being at the rate of eight thousand dollars per mile.

On granting this application the vote was by yeas.. and nays as follows:

Yeas—Broome, Brevard, Walker and Papy.

Nays—None.

So the application was granted and the Board resolved that the Trustees would guarantee eighty thousand dollars for the first ten miles of said Florida Railroad.

The said Florida Railroad Company they filed with the Board the affidavit of the President, and four Directors of said company that the necessary quantity and quality of iron to lay the first ten miles of the said road of the weight of sixty pounds to the yard has been purchased by said company and is now within the jurisdiction of the State and to be paid for with the bonds of the said company guaranteed by the Trustees. The said company also filed with the Board a bond in the penalty of eighty thousand dollars payable to the Trustees and conditioned to lay down the iron so purchased by them as aforesaid upon their road within six months from this date, which bond is signed by Henry Timanus and Rhydon G. Mays as sureties.

On motion, ordered that said bond be accepted and approved, and that the Comptroller be and is hereby directed to deliver to the said Florida Railroad Company, or to their agent Mr. Fleming the twenty thousand dollars of bonds authorized for the completion of the structure from west side of Nassau River to Amelia Island, and also the eighty thousand dollars authorized for the first ten miles of the said Florida Railroad, when the guaranty shall be signed by the Trustees and the same shall be recorded, etc.

A letter from A. S. Baldwin, President Florida A. & G. Central Railroad, dated 15 July, 1856, was presented and read, in which it is asked whether any plan has been devised for the selection or division of lands between the State and the Railroad Companies along the line of their respective routes.

Ordered, that the Secretary reply that no plan has been devised, and asking the aid of the President and such suggestions as he may please to make.

A letter from Henry Wells, State Agent, dated 27 July, 1856, was read suggesting that the Board cause such persons as have contested the State's claim to swamp and overflowed lands but who have subsequently entered the lands at the State office to relinquish their contest.

Ordered that the Secretary take steps to carry out the said suggestion.

An application was made in writing by D. L. Yulee for the benefit of the Florida Railroad Company dated 3 August, 1856, to purchase all the Internal Improvement lands in Levy county which are not subject to overflow at the present appraisement upon condition that the first installment shall be postponed twelve months.

On motion, ordered that the application be rejected on the terms proposed.

An application from M. A. Williams, one of the Directors and in behalf of the Directors of the Palatka and Micanopy Plank Road Company, dated August 13th, 1856, for the purchase at a nominal price of the alternate sections of land along the line of their proposed road was presented and read.

Ordered that the Secretary reply thereto inviting distinct propositions with the assurance that the Board are disposed to do all consistent with their duty to promote the interest of said Plank Road Company.

Ordered that the Board adjourn.

Thursday, December 11th, 1856.

The Board met according to call.

Present: His Excellency J. E. Broome, Governor and President.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer,

T. W. Brevard, Comptroller.

The claim of C. E. Dyke for advertising notice of State Engineer for proposals for Indian River Canal amounting to twenty-five dollars, was presented for payment. On ordering its payment the votes were:

Ayes—Messrs. Broome, Austin, Walker, Brevard and Papy.

Nays—None.

So the said claim was ordered to be paid.

The claim of I. H. Schultz & Co., for advertising notice of State Engineer for proposals for Indian River Canal was also presented for payment.

On ordering its payment the votes were:

Ayes—Messrs. Broome, Austin, Walker, Brevard and Papy.

Nays—None.

So the said claim was ordered to be paid.

The claim of Joseph F. Rogero for advertising notice of State Engineer for proposals for Indian River Canal was also presented for payment.

On ordering its payment the votes were:

Ayes—Messrs. Broome, Austin, Walker, Brevard and Papy.

Nays—None.

So the said claim was ordered to be paid.

A letter from Wm. H. Chase, President of the Alabama and Florida Railroad Company, dated 2nd De-

cember, 1856, suggesting that the Alternate sections of the swamps and overflowed land belonging to the State lying within six miles of said road, on either side may be given in aid of the construction of said road was read.

On motion,

Resolved, That Maj. Wm. H. Chase be informed that if the general assembly shall make the grant desired by him. The Trustees will assign alternate sections as desired unless enjoined by proper authority.

A letter from Henry Wells, one of the State agents dated 26th Nov. 1856, asking that the money heretofore paid by him for the entry of certain lands by him made, be refunded and that his account against the fund for selections be credited with the whole amount of the purchase money, and a patent be issued to him for the land.

On motion of Governor Broome, it was,

Resolved, That the Treasurer of this Board be instructed to receive from the Salesman the notes of Henry Wells, now in his possession for the credit installments on 1,321 63-100 acres of swamp and overflowed lands sold him on the 9th day of February, last, and that the Treasurer be required to pay over to the said Henry Wells, the said notes with the amount of cash payment made on said land at the date of purchase and take a receipt for the whole amount as a payment to Randolph & Wells, on account, their claim for selecting, etc.

On adopting this resolut on the votes were:

Ayes—Messrs. Broome, Austin, Walker, Brevard and Papy.

Nays—None.

So the resolution was adopted.

A letter from A. S. Baldwin, President of the Atlantic & Gulf Central R. R. Co., dated 15th October, 1856, notifying the appointment of H. Wells, as agent of said company to select the swamp and overflowed and Internal Improvement lands granted to said companies, etc., was read.

On motion, ordered that said H. Wells, be and he is hereby recognized as such agent.

On motion it was ordered that General Francis L. Dancy be and is hereby selected as engineer to examine from time to time the work, etc., on the line of the Florida Railroad Company. T. W. Brevard, Comptroller, offered the following resolutions.

Resolved, That the Treasurer of this Board be required to adjust with George W. Call, Secretary of the Florida Railroad Company a sale of North Carolina six per cent. bonds, made in March last and settle the same by the New York quotations on the day of such sale in such manner as to make the purchase of the bonds of the Florida Railroad Company of that date, equal to ninety cents upon the dollar cash the said Railroad Company allowing one per cent for New York exchange on said North Carolina bonds.

On adoption of this resolution the votes were:

Ayes—Messrs. Broome, Brevard, Austin and Walker—4.

Nays—Mr. Papy—1.

So the resolution was adopted.

The applications to set aside certain purchases from the Salesman in cases of Williams vs. Knighton and Hampton vs. Williams.

On motion, ordered that the Board have no jurisdiction of the same.

On motion, ordered that the Board adjourn.

Monday, December 29th, 1856.

The Board met pursuant to call.

Present: His Excellency J. E. Broome, Governor and President.

M. D. Papy, Attorney-General and Secretary.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

A claim in favor of A. Marzonias of the "Florida Democrat" for publishing proclamation for sale of swamp and overflowed land amounting to three dollars was presented for payment.

On ordering its payment the votes were.

Ayes—Messrs. Broome, Austin, Brevard and Papy.

Nays—None.

So the claim was ordered to be paid.

On motion it was ordered,

That the Salesman be and is hereby authorized to sell the S. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$ of Section 28, Township 3, Range 14, S. and E. at not less than one dollar and twenty-five cents per acre to Mary E. Hull, the consent of the Pensacola and Georgia Railroad Company signed by E. C. Cabell President, having been filed.

On motion it was ordered that the following method of allotting land between the Trustees and the several Railroad Companies be adopted, viz:

"That there is hereby set apart to the several Railroad Companies entitled to land all the swamp and Internal Improvement lands lying within six miles of their several roads and which are embraced in the odd numbered sections and fractional sections and there is reserved to the Internal Improvement Fund. All the lands embraced within the even numbered sections or fractional sections. That whenever

the greater part of any section shall be within six miles of any railroad, the whole of said section, shall be deemed to be within six miles of said railroad, and whenever the greater part of any section shall be more than six miles of any railroad, the whole of said section shall be deemed to more than six miles from said railroad.

That if it shall result by the distribution of lands by odd and even sections that either the railroad or the Internal Improvement Fund shall get more than one-half of all the Swamp and Internal Improvement Lands, then the said railroad or the Trustees of the Internal Improvement Fund, as the case may be, shall surrender to the other a sufficient quantity of lands to equalize the two, which lands shall be selected by lot from the unsold lands within six miles.

The certificate of F. L. Dancy, State Engineer, certifying that the Florida Railroad Company have ten miles of track laid down on their line of road, and that the work is done in a substantial and workman-like manner having been filed, the said company applied for the guaranty of the Equipment Bonds for said ten miles.

On motion, it is ordered that the Trustees will guaranty bonds of the Florida Railroad Company for the first ten miles, amounting to twenty thousand dollars for equipments, etc.

A certificate of F. L. Dancy, State Engineer, dated 7th November, 1856, was presented and read; in which certificate the said Dancy certifies that the Florida Railroad Company have graded continuously ten miles of their road in addition to the twenty miles certified to by him August 13th, 1856, making in all to that time thirty miles, according to the specifications of said certificate of 13th August, 1856, and which are entered on the minutes of the Board of 9th September, 1856. The said Dancy also certifies in

said certificate that the said company have delivered along the line of their road a sufficient number of cross-ties for the said thirty miles according to former specifications.

An application was made by the Florida Railroad Company, based on said certificate, and the former one of 13th August, 1856, for a guaranty of one hundred and sixty thousand dollars of its bonds, being for twenty miles additional to the first.

Ten miles at eight thousand dollars per mile.

On granting this application, the vote was:

Ayes—Messrs. Broome, Austin, Brevard and Papy.

Nays—None.

So the application was granted.

The said Florida Railroad Company then filed with the Trustees the affidavit of the President and four Directors of said Company that the necessary quantity and quality of iron to lay the said twenty miles of said road has been purchased by said company, and is now within the jurisdiction of the State, and to be paid for with the bonds of said company, guaranteed by the Trustees. The said company also filed with the Trustees a bond in the penalty of one hundred and sixty thousand dollars, with Henry Timanus and Thomas A. Holmes as securities, conditioned to lay down the iron so purchased by them as aforesaid on the said twenty miles of their road within six months from the day on which the said bonds are issued.

On motion, ordered that the said bond be accepted and approved, and that the Treasurer deliver the said one hundred and sixty thousand dollars of bonds to George W. Call, Secretary of the Florida Railroad Company, when the guaranty is signed and the bonds are recorded, etc.

An account in favor of F. L. Dancy, State Engineer, for expenses of transportation, etc., in going to examine work done on Florida Railroad, was presented.

On motion, ordered that he (be) referred to the Florida Railroad Company for payment.

A letter from Wm. H. Chase was read, dated December 24th, 1856, authorizing Henry Wells to act for the Alabama and Florida Railroad Company in the allotment of alternate sections of lands, etc.

Ordered that said Henry Wells be recognized as such agent.

On motion, the Board adjourned.

Saturday, January 3, 1857.

The Board met according to call.

Present: His Excellency, James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

It was proposed on the part and in behalf of the Tallahassee Railroad Company to pay the interest due on bonds of said company, guaranteed by the Trustees, belonging to the Trustees by giving other guaranteed bonds at ninety cents in the dollar, next July coupons off, and to deposit the coupons on all the other guaranteed bonds with the Treasurer.

On accepting this proposition, the votes were:

Ayes—Messrs. Broome, Brevard and Austin.

Nays—Mr. Papy.

So the proposition was accepted.

An application by N. P. Bemis for the use of the pine trees on two sections of land in making experiments in the manufacture of oil of rosin, etc.

Which application was rejected.

Wm. F. Lee, civil engineer, having, since his report referred to in the minutes of 19th July last, reported that the cut referred to by him in his former report in the Tallahassee Railroad has since then been completed in a satisfactory manner, and the said company having some time past filed the necessary affidavit and bond conditioned to lay down the iron on the remainder of their road within six months, and it appearing that the Comptroller has delivered the guaranteed bonds for the remainder of said road, under the resolution of the Board of the 19th July, 1856, that they would guaranty bonds on the said company's conforming the side slope to specifications, and the said company having done so. It is ordered that the delivery of said bonds be approved.

Ordered that the Board adjourn.

Thurssday, February 12th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

On motion, it is ordered that the Treasurer of the Board pay the interest on the eighty bonds of the Florida Railroad Company falling due on the first day March, 1857.

The vote on this order was:

Ayes—Messrs. Broome, Austin, Walker and Papy.

Nays—None.

An account in favor of McDougall & Hobby for record books for Treasurer, amounting to six dollars, was presented for payment.

On ordering its payment, the votes were:

Ayes—Messrs. Broome, Austin, Walker and Papy.

Nays—None.

So the account was ordered to be paid.

On motion, the Board adjourned.

April 18th, 1857.

The Board met according to call.

Present: D. S. Walker, Register and Salesman.

M. D. Papy, Attorney-General and Secretary.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

On motion, T. W. Brevard was made President pro tem.

A letter from Edward Houstoun & Co., dated 6th March, 1857, to the Trustees requesting to be released from the purchase of about seven thousand acres of land in Hernando county for reasons alleged in said letter, was read.

On motion, ordered that the same be postponed for future consideration.

On motion, the Board adjourned.

Tuesday, May 5th, 1857.

The Board met according to call.

Present: T. W. Brevard, Comptroller, and President pro tem.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

A letter from Wm. H. Chase, President of Alabama and Florida Railroad Company, dated 4th March, 1857, was read, which letter enclosed a report of Mr. Lee, engineer of said company, demanded by the 29th section of the Act to Provide for a Liberal System of Internal Improvements in this State, of the benefits of which it is alleged that road became the recipient by an act passed at the last session of the Legislature. Upon investigation it appeared that the law referred to in said letter as passed at the last session did not reach the Governor in time to obtain his signature, etc.

A letter from R. F. Floyd, of St. Augustine, dated 4th February, 1857, was read, said letter makes enquiries in reference to lands on the line of the proposed railroad from St. Augustine to Picolata, on the St. Johns river, an act for which passed the Legislature at its last session, but did not reach the Governor in time for his signature.

Mr. Walker moved that there be reserved from sale, until the further action of the Legislature can be had, the lands lying within six miles on either side of the line of the Alabama and Florida Railroad and on the line of the proposed railroad from St. Augustine to Picolata, from the time a map of the routes shall be filed with the Salesman of this Board.

Which motion was carried in the affirmative.

A letter was read from J. H. Simpson, Captain Topt Engineers, Assistant C. S., dated January 8th,

1857, to Hon. D. L. Yulee, and one from Hon. D. L. Yulee to the Trustees, dated 8th January, 1857, asking permission to cut avenues through the lands belonging to the Internal Improvement Fund for the purpose of running an air line from Fernandina to Cedar Keys, with the view of fixing those points absolutely with regard to each other, etc.

Ordered that the desired permission be granted.

A letter was read from Geo. W. Call, Secretary of the Florida Railroad Company, dated March 18, enclosing an application for the appointment of Thomas Ledwith, as agent for said company, to select lands, and also desiring to know whether Section 30, Township 2, Range 25, N. and E. belongs to the State, and whether the company can have it and what price.

Ordered that said letter be referred to D. S. Walker, the Salesman for the information desired.

On motion the Board adjourned.

Saturday, 9th May, 1857.

The Board met pursuant to call.

Present: T. W. Brevard, Comptroller and President, Pro tem.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

On motion it is ordered that the Salesman contract with Walter Gwynn, to select and appraise so much of the Internal Improvement land as remains to be selected at a compensation of four and one-half cents per acre.

On motion the Board adjourned.

Saturday May 16th, 1856.

The Board met pursuant to call.

Present: Hon. Philip Dell, President of the Senate and acting Governor.

T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

A certificate of F. L. Dancy, Engineer and Railroad Inspector, dated 5th May, 1857, was presented and read, in which certificate the said Dancy, certifies that the Florida Railroad have graded continuously twenty miles of their road, in addition to the thirty miles certified to by him November 7th, 1856, according to the specifications of said certificate, upon which said thirty miles certified to November 7th, 1856, the iron has been laid. The said Dancy, also certifies that the said company have delivered along the line of their road a sufficient number of crossties for the said twenty additional miles, allowing one for every two and a half feet of the following dimensions to-wit: Eight feet long and seven by eight inches, good heart yellow pine lumber.

Whereupon and application based on said certificate was made for a guaranty of one hundred and sixty thousand dollars of bonds of the said Florida Railroad Company, being at the rate of eight thousand dollars per mile, for procuring iron, and also for the guaranty of forty thousand dollars, for equipments, being for the twenty miles additional to the first ten miles of road on which the iron is laid, at the rate of two thousand dollars per mile.

On motion it was ordered that the Trustees will guaranty the forty thousand dollars of equipments, bonds aforesaid.

The vote was:

Yeas—Mr. President Dell, Messrs. Brevard, Austin, Walker and Papy.

Nays—None.

The affidavits of the President and four Directors of said company being presented of the arrival within the State, of the iron necessary for the said twenty additional miles as required by law, and the said company also presenting and filing a bond with Theodore Hartridge, H. Timanus and A. H. Cole, to lay down the iron within six months as required by law. It was moved that the said bond be approved, and that the guaranty be given for one hundred and sixty thousand dollars of bonds, for the said additional twenty miles of said road for iron.

The vote was:

Yeas—Mr. President Dell, Messrs. Brevard, Austin, Walker and Papy.

Nays—None.

So the bond was approved and the guaranty resolved.

Ordered that the Treasurer deliver the bonds amounting in all to two hundred thousand dollars, when the guaranty is signed and they are duly recorded to A. H. Cole, agent of the said Florida Railroad Company, with coupons for interest due up to the 6th day of September, next off.

On motion, the following order was adopted.

Ordered that all lands swamp and Internal Improvement, outside of six miles on the line of the Florida Railroad, be subject to sale and entry as other lands and at prices already fixed; and that all lands heretofore reserved on the line of the Pensacola and Georgia Railroad, the Florida Railroad and the Atlantic and Gulf Central Railroad, included within the even numbered sections, be offered for sale after the

expiration of ninety days from the proclamation thereof by the President of the Board, but all persons who shall apply within that time and make oath that he has actually settled upon said land and that he does not interfere with any other actual settler, shall be entitled to enter the land settled upon and applied for by him within the time aforesaid; and all swamp and overflowed lands within said six miles on either side the lines of the railroads aforesaid shall be sold at not less than two dollars and fifty cents per acre, and all Internal Improvement lands at the valuations already fixed.

On adopting the above, the vote was:

Yeas—Mr. President Dell, Messrs. Brevard, Austin, Walker and Papy.

Nays—None.

On motion, the Board adjourned.

Thursday, 21st May, 1857.

The Board met pursuant to call.

Present: Hon. Philip Dell, President of the Senate and Acting Governor.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

On motion, it was ordered that whenever any railroad company shall notify the Trustees or file in the office of the Salesman of this Board that any station, turn out or depot occurs or is to be located on any even numbered section, or land lying within such even numbered section, describing it, reserved by the allotment of land between the several railroad companies and the Internal Improvement Fund, the said

land shall be reserved from sale and shall not thereafter be subject to entry or sale unless otherwise ordered.

On motion, the Board adjourned.

Saturday, June 20th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Secretary and Attorney-
General.

D. S. Walker, Register and Salesman.
T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

A letter from J. P. Sanderson, President of the Florida, Atlantic and Gulf Central Railroad Company, dated 8th June, 1857, in reference to the intersection of said railroad with the Florida Railroad, in Sec. 26, T. 2, R. 23, S. and E., and claiming said section for the benefit of said company under the Internal Improvement Grant, was read.

Ordered that said section and so much of the land as lies within six miles from the point of intersection aforesaid be reserved from sale.

A letter from Mrs. Mary J. A. Sutton, dated 22d April, 1857, to Mr. Walker, asking the return of money paid and the notes given for certain land purchased by her on the ground that the land entered does not lie where she was informed it did, and it was worth nothing, was read.

On motion, it is ordered that Mrs. Sutton be permitted to transfer her entry to any other piece of land she desires of like quality and of a like price upon her making affidavit that the land entered was so entered by mistake and is not the land intended to have been entered.

On motion, it is ordered that the action of D. S. Walker, Salesman, and C. H. Austin, Treasurer, in returning money and notes to Samuel R. Sessions for certificates 1298 and 1307 be and is hereby approved.

The Tallahassee Railroad Company, by its President, proposed to pay the money due by said company to the sinking fund by delivering its guaranteed bonds at the market value to the extent of the amount due. Said proposition is accepted and the Treasurer authorized to receive said guaranteed bonds for the amount due the sinking fund.

A letter from Duff Green, dated 5th May, 1857, to the Trustees making proposition for construction of canal to connect St. Johns and Indian River, and to drain swamp lands in East Florida, was read.

Ordered that said letter be laid over for further consideration.

A letter from David S. Walker, to the Trustees, dated 20th June, 1857, suggesting that the sum of six hundred dollars, does not compensate him for his labors as Salesman of the Board. T. W. Brevard, moved that after the first day of July, next, two hundred dollars be added to the salary of said D. S. Walker, as Salesman.

The ayes and nays were:

Yeas—Governor Broome, Messrs. Brevard, Austin and Papy.

Nays—None.

So the said motion prevailed.

On motion the Board adjourned.

Tuesday, June 30th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

Walter Gwynn heretofore appointed locating agent, to locate the remainder of the Internal Improvement lands reported by letter, dated June 26th, 1857, that he had located 41,083 44-100 acres and presented his account for services in locating and appraising said land at \$1,848 75-100.

Ordered that said report be received and approved, and on the motion to pay said account of \$1,848 75-100 the vote was:

Yeas—Governor Broome, Messrs. Walker, Brevard, Austin and Papy.

Nays—None.

So the said account is ordered to be paid.

A letter from S. Thayer Abot, to Hon. D. L. Yulee, dated 14 June, 1857, inclosing some items of the cost of surveying the swamp lands in Florida, was laid before the Board for its consideration. The said letter was read, and on motion the consideration of the same is postponed.

On motion, the Board adjourned.

Tuesday, July 14th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman;

C. H. Austin, State Treasurer.

T. W. Brevard, Comptroller.

A letter from John P. Sanderson, President Florida Atlantic and Gulf Central Railroad, dated 4th July, 1857, asking the Board to give an assurance now that when the bonds of said company are issued, the the Trustees will take the same amount from said company and upon same terms they have from other companies, was read.

Ordered that said John P. Sanderson be advised that the Trustees have not the funds in hand for the purpose, and therefore cannot give the assurance desired, and that if in funds when the bonds of said company are issued applicable the Trustees will be disposed to aid said company in a proportionate decree with others.

A letter from Edward Houstoun, President of the Tallahassee Railroad Company, was read, asking the guaranty of equipment bond of said company for the remainder five and three quarter miles.

Ordered that the Trustees will guaranty the equipment bonds of said company, for the said five and three quarter miles amounting to eleven thousand dollars.

An account in favor of the "Florida News" for publishing proclamation for sale of swamp and overflowed and Internal Improvement lands on lines of railroad amounting to \$10.00.

On the motion to pay the same the vote was:

Yeas—Governor Broome, Messrs. Brevard, Austin and Papy.

Nays—None.

On motion that Mr. D. S. Walker, pay to the Treasurer fifty Dollars of counterfeit bills received by him heretofore in payment of lands as so much money received by him, the same having been taken by him without knowing their character.

The vote was:

Yeas—Governor Broome, Messrs. Brevard, Austin and Papy.

Nays—None.

So the motion passed.

On motion, ordered that all bills received by the Treasurer of the Tallahassee Railroad Company, belonging to the Trustees may be retained as on deposit by him under such arrangement as he may make with the said Tallahassee Railroad Company for the payment of interest thereon by said company.

A letter from W. G. Moseley, to Governor Broome, dated 27 June, 1857, in reference to the appointment of agent to select Internal Improvement lands was read.

On motion said letter was referred to a committee consisting of Messrs. Brevard and Austin, to consult with Mr. Walter Gwynn and said Moseley, in respect to the matter of said appointment.

On motion it was,

Resolved, That M. D. Papy, be authorized to ask for and receive from the Florida Railroad Company, a certificate or certificates of stock in said company, to the Trustees of the Internal Improvement Fund, to the amount of the interest paid by the Trustees on the bonds of said company.

On motion the Board adjourned.

Tallahassee, July 16th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

Secretary Pro Tem.

On motion C. H. Austin was duly appointed to act as Secretary pro tem during the absence of the Secretary, and authorized to obtain the books and papers of said officer and take charge of same during his temporary absence.

Alabama and Florida Railroad Co. A letter of 13th inst, from Wm. H. Chase, President of the Alabama and Florida Railroad Company, was presented by the President and read, and it was ordered that the Secretary pro tem reply to same that the lands referred to had been reserved from sale within six miles on either side of the line of said road.

LOCATING AND APPROVING LANDS.

The committee appointed to adjust the matter relative to the agreements that were made with Walter Gwynn and Wm. G. Mosely, to locate and appraise lands for the Fund presented their report, which was placed on file and it was ordered that the Secretary pro tem address a letter to Captain Wm. G. Moseley, setting forth the facts of the case.

ADVERTISING.

The Secretary pro tem presented a bill of F. R. Fildes for \$12.50-100 being for advertising proclamation for sale of swamp lands, etc., on motion to pay same the vote was:

Yeas—Messrs. Broome, Brevard, Walker and Austin.

Nays—None.

On motion the meeting adjourned.

C. H. Austin,

Secretary pro tem.

July 30th, 1857.

The Board met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

T. W. Brevard, Comptroller.

D. S. Walker, Register and Salesman.

C. H. Austin, State Treasurer.

PENSACOLA AND GEORGIA RAILROAD CO.

On motion, Mr. Debows was appointed engineer for this Board, to examine the first ten miles of said railroad (under first section of amendment act to encourage liberal system Internal Improvement, etc.) and report to the Board.

INTEREST ON FLORIDA RAILROAD BONDS.

On motion, that the Treasurer pay the September interests on the Florida Railroad Bonds. The yeas and nays being called, were as follows:

Yeas—J. E. Broome, Governor and President; T. W. Brevard, Comptroller; D. S. Walker, Register and Salesman; C. H. Austin, Treasurer.

On motion the meeting adjourned.

C. H. AUSTIN,

Secretary pro tem.

Tallahassee, September 16th, 1857.

The Board of Trustees met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

T. W. Brevard, Comptroller.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

FLORIDA RAILROAD COMPANY.

Col. A. H. Cole a Director of the above company presented the following documents, viz: A certificate of F. L. Dancy, Special Railroad Inspector, that the said company had graded continuously thirty miles of their road from Fernandina, in addition to the fifty miles certified to by him May 5th, 1857, etc.

A certificate from the same that the same company had also graded two miles of siding and Y track continuously, etc.

A certificate from the same that the same company "have track laid on the fourth and fifth sections of ten miles each, making in all fifty miles of track laid down on the line of the road from Fernandina to Cedar Keys."

Said certificates bearing date of August 18th, 1857.

Affidavits from D. L. Yulee, Joseph Finegan, A. H. Cole and Geo. W. Call that the necessary quantity and quality of iron for laying thirty-two miles of the track of said road (in addition to the fifty miles already laid) had been purchased and was, or was understood and believed "to be within the jurisdiction of the State of Florida, and that said iron was of the weight of fifty-eight and one-half pounds, or thereabouts, to the lineal yard.

Also a bond signed by Geo. W. Call, Secretary and ex officio President of the Florida Railroad Company,

Joseph Finegan, A. H. Cole, H. Timanus, in the sum of three hundred thousand dollars for the faithful performance of laying the iron down on said railroad, etc.

All of said documents being placed on file, the following resolution was offered:

Whereas, The Florida Railroad Company, by one of the Directors, Col. A. H. Cole, applying to issue bonds for thirty miles of their road and bonds for two miles of side track (in addition to the fifty miles previously issued upon), the iron for which being fifty-eight and a half pounds in weight to the lineal yard; therefore, be it

Resolved, That the said company be entitled to bonds at the rate of seven thousand eight hundred dollars per mile for the continuous thirty miles referred to, rejecting the application for the "siding and Y tracks," being two hundred and thirty-four thousand dollars of bonds.

Mr. Walker proposed the following amendment, viz:

Strike out \$7,800 and insert \$8,000 per mile.

The vote on the amendment was:

Yeas—D. S. Walker.

Nays—James E. Broome, T. W. Brevard and C. H. Austin.

The vote on the resolution was:

Yeas—James E. Broome, T. W. Brevard, D. S. Walker and C. H. Austin.

Nays—None.

The following resolution was offered:

Resolved, That the Florida Railroad Company be entitled to receive the balance (\$40,000) of her equipment bonds upon the fifty miles of road, deducting what has been issued.

The vote was as follows:

Yeas—James E. Broome, T. W. Brevard, D. S. Walker and C. H. Austin.

Nays—None.

On motion, the meeting adjourned.

C. H. AUSTIN,

Secretary pro tem.

Tallahassee, September 18, 1857.

The Board of Trustees met pursuant to call.

Present: His Excellency James E. Broome,
Governor and President.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

FLORIDA RAILROAD COMPANY.

Colonel Cole presented a statement of the receipts and expenses of said road for the six months ending 31st August, 1857, and dated September 1, 1857. Also delivered a certificate of stock, dated September 1, 1857, and No. 87, from said company, in favor of the Trustees of the Internal Improvement Fund for "ninety-one shares of one hundred dollars each" in said railroad, being for the following payments of interest:

February 13, 1857, on 35,000 in New York.....	\$1,225
March 1, 1857, 45,000 of held by Trustees.....	1,575
August, 1857, for coupons due September 1, 1857, 180,000 in New York.....	6,300
	<hr/>
	\$9,100

FLORIDA, ATLANTIC AND GULF CENTRAL RAILROAD
COMPANY.

On motion, the following preamble and resolution was adopted:

Whereas, It is understood that at the junction of the Florida and Central, Atlantic and Gulf Railroads there is a demand for hotel and other business accommodations; and

Whereas, It is understood that said junction is on an even section of lands, the title of which is in the Trustees of the Internal Improvement Fund, under the law approved January 6, 1855; and

Whereas, The value of that particular section is given to it by the two companies above named; be it therefore

Resolved, That the Board offer to sell said section, or such part thereof as they may unite in applying for within sixty days, to the two companies jointly and for their joint benefits, at \$2.50 per acre. But if no such joint application is made within sixty days then the Trustees will hold themselves at liberty to make such disposition of the same as to them may seem proper.

Provided, nevertheless, the Secretary of the Board shall address a copy of this preamble and resolution to the Presidents respectively of said companies.

MR. NORTON'S APPLICATION.

Mr. Blake presented an application in behalf of Mr. Norton relative to the land he had purchased being pre-empted by another party, when it was

Resolved, That the State does not abandon her title to the piece of land referred to and that the Governor be requested to correspond with the Secretary of the Interior relative to the subject.

On motion, the meeting adjourned.

C. H. AUSTIN,

Secretary pro tem.

Tallahassee, September 2d, 1857.

The Board of Trustees met pursuant to call.

Present: His Excellency J. E. Broome, Governor and President.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

PENSACOLA AND GEORGIA RAILROAD COMPANY.

The President presented a communication from Hon. E. C. Cabell, President of this road, dated August 7th, 1857, together with a report from L. W. DuBois, engineer upon the first ten miles of said road, the affidavit of the President and four Directors of the company that the necessary quantity of iron was within the jurisdiction of the State, and the bond for laying track on the first ten miles of said track, signed by E. C. Cabell, President of the company, and E. C. Cabell and James T. Archer as sureties in the penalty of ten thousand dollars.

Whereupon it was

Resolved, That the said railroad company be allowed to issue bonds to the amount of sixty-eight thousand dollars, and that the coupons for January, 1858, be reserved from one-half of said amount of bonds, and the coupons for July, 1858, be reserved from the other half.

The vote being called for was as follows:

Yeas—James E. Broome, T. W. Brevard and C. H. Austin.

Nays—None.

On motion, the Board adjourned.

C. H. AUSTIN,

Secretary pro tem,

October 9th, 1857.

The Board met pursuant to call.

Present: His Excellency M. S. Perry, Governor.
M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

Governor Perry was duly elected President of the Board.

Governor Perry offered the following resolution:

Resolved, That the resolution adopted by this Board on the 5th day of August, 1856, authorizing the Salesman to receive bonds guaranteed by the Trustees in payment for lands sold by him, and also the resolution adopted 10th May, 1856, on the same subject, be and they are hereby repealed, and that hereafter the Salesman shall not receive such bonds for lands sold by him.

On its adoption, the ayes were:

Ayes—Governor Perry, Messrs. Walker, Brevard, Austin and Papy.

Nays—None.

So the resolution was adopted.

On motion, it was ordered that the second Monday of January, April, July and October in each year shall be days for regular stated meetings of this Board.

A bill for printing for Salesman's office in favor of Sentinel office for \$74.00 was presented.

On the question shall it be paid, the yeas and nays were:

Ayes—Governor Perry, Messrs. Walker, Brevard, Austin and Papy.

Nays—None.

So the bill was ordered to be paid.

On motion of Judge Brevard it was

Resolved, That the Secretary offer in the name of the Board to John C. Pelot fifty dollars for the conviction of every person for trespassing on the lands belonging to the Trust Fund, and one-half of all timber seized or taken by him which may have been cut off land belonging to the Trust Fund.

The following preamble and resolutions were adopted:

Whereas, The Pensacola and Georgia Railroad Company have not received the bonds heretofore authorized to be guaranteed; and

Whereas, The said company now represent that they have thirteen miles of road graded and cross-ties furnished, and ask that their application be considered as made for thirteen miles; Therefore

Resolved, That the said Pensacola and Georgia Railroad Company, or its officers, be permitted to file an affidavit certifying that the necessary quantity and quality of iron for the said thirteen miles is in the jurisdiction of the State, and shall give the proper bond to lay down the iron for said thirteen miles.

Resolved further, That L. W. DuBois be and is designated engineer to examine the said road and report whether thirteen miles continuously from the beginning have been graded and cross-ties furnished according to the plan and specifications agreed on between said company and the Trustees.

Resolved, That the bonds in the Treasurer's hands be retained until the further order of this Board.

On motion, the Board adjourned.

October 12th, 1857.

The Board met according to call.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard was made President pro tem.

L. W. DuBois, designated engineer to examine and report whether thirteen miles continuously from the beginning of the Pensacola and Georgia Railroad has been graded, according to specifications, etc., and the crossties furnished, reported that the "work is all of it done in due accordance with the requirements of the 'act passed January 6th, 1855, as modified in the specifications for construction.'"

The said Pensacola and Georgia Railroad Company presented the affidavit of the President and four Directors that the necessary quantity of iron rail, etc., to lay thirteen miles of the road of said company, the iron weighing $57\frac{1}{2}$ pounds per lineal yard, has been purchased and is within the jurisdiction of the State, etc.

And the said company also filed their bond with James Kirksey and James T. Archer as Security, conditioned to lay down said railroad iron within six months.

Whereupon it was ordered that the Board will guarantee bonds at the rate of six thousand eight hundred and sixty-six dollars per miles. On adopting this order the vote was:

Yeas—Messrs. Brevard, Walker, Austin and Papy.

Nays—None.

The following resolutions were afterwards adopted:

Resolved, That the Treasurer deliver to the Pensacola and Georgia Railroad Company, the bonds when guaranteed to the extent of six thousand eight hundred and sixty-six dollars per mile, for thirteen miles of which the bonds heretofore executed shall be a part.

Resolved further, That the Treasurer before delivering said bonds shall require six months interest from this date, to be paid, or shall cut off coupons of interest or their equivalent falling due the first six months from this date.

On motion, the Board adjourned.

Saturday 17 October, 1857.

The Board met.

Present: T. W. Brevard, Comptroller and President Pro Tem.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

Ordered that the Salesman be vested with a discretion to receive such bank bills as he may consider safe and proper in payment of land sold.

On motion, the Board adjourned.

Tuesday October 20th, 1857.

The Board met according to call.

Present: T. W. Brevard, Comptroller, and President pro tem.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

Mr. Archer, representing the several Railroad Companies, requested the Board to adopt the following resolution:

Resolved, That out of the first moneys received by the Treasurer of this Board over and above the sums necessary to be reserved for payment of interest for three years upon Internal Improvement Bonds outstanding, and to be issued, the Treasurer is authorized and instructed to invest the same, if the Comptroller so desire, in preference, in the Internal Improvement Bonds held, or to be held by the Comptroller, on account of the Seminary and School Funds, at such rates as shall replace to said Funds the sums paid by said Comptroller therefor with seven per cent. interest thereon.

On the adoption of which the vote was:

Yeas—Messrs. Brevard, Walker, Austin and Papy.

Nays—None.

So the resolution was adopted.

Mr. Austin moved that the Treasurer be and he is hereby authorized to invest or exchange the claim against the State of Florida, amounting to thirty-five thousand dollars, and also the six per cent. North Carolina Bonds, amounting to nineteen thousand dollars, in the bonds of the several railroad companies issued under the Internal Improvement Law, taking said bonds at eighty cents in the dollar, and passing the North Carolina Bonds off at ninety cents in the dollar.

On adopting the same, the yeas and nays were:

Yeas—Messrs. Brevard, Austin and Walker—3.

Nays—Mr. Papy—1.

So the said motion was adopted:

On motion, the Board adjourned,

Wednesday, 28th October, 1857.

The Board met according to call.

Present: T. W. Brevard, Comptroller, and President pro tem.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

M. A. Williams reported selections of Internal Improvement land under contract between the Trustees and Walter Gwynn, which selections are located in Townships 31, 32 and 33 of Range 25, and in Townships 32 and 33 of Range 24, S. and E., on Pease Creek and that vicinity.

On motion, ordered that the Salesman make application for the confirmation of said selections.

On motion, the Board adjourned.

Thursday, November 5th, 1857.

The Board met according to call

Present: D. S. Walker, Register and Salesman.

M. D. Papy, Attorney-General and Secretary.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

The following resolution was proposed and adopted:

Resolved, That the extent of fifty thousand dollars the Trustees will at any time they may be desired by the Comptroller of this State exchange the land bonds or other securities held by them for the Internal Improvement Bonds held by him for the School and Seminary Funds.

The vote on the adoption of said resolution was:

Yeas—Messrs. Brevard, Walker. Austin and Papy.

Nays—None.

On motion, the Board adjourned.

Wednesday, November 25th, 1857.

The Board met pursuant to call.

Present: All the members except His Excellency Governor Perry.

The following resolution was proposed and adopted, viz:

Resolved, That the Treasurer is authorized to exchange with the Tallahassee Railroad Company any sum not to exceed ten thousand dollars of notes of the South Western Railroad Bank for a like amount of the circulating notes of said Tallahassee Railroad Company upon an agreement with said company to pay six per cent. interest on said sum, and to be redeemed by said company in money upon demand of the Trustees.

On the adoption of the same, the vote was:

Yeas—Messrs. Brevard, Walker and Papy—3.

Nays—Mr. Austin—1.

On motion, the Board adjourned.

Friday, November 27th, 1857.

The Board met according to call.

Present- T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and
Secretary.

C. H. Austin, Treasurer.

T. W. Brevard was made President pro tem.

A letter was received from E. C. Cabell, President, asking for issue of Equipment Bonds for the first thirteen miles of the Pensacola and Georgia and Georgia Railroad; also a certificate of L. W. DuBois, engineer, certifying that the iron on the said thirteen miles is laid.

Whereupon, on motion, ordered that the Trustees will guarantee bonds to the amount of twenty-six thousand dollars, being at the rate of two thousand dollars per mile of said road.

Ordered further, that the Treasurer deliver said bonds when guaranteed to the said Pensacola and Georgia Railroad Company, cutting off the first six months interest from this date, or receiving the first six months interest from this date in cash.

On said orders the vote was:

Yeas—Messrs. Brevard, Austin and Papy.

Nays—None.

The Board then adjourned.

Ssturday, December 5th, 1857.

The Board met.

Present: His Excellency M. S. Perry, Governor and President.

M: D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

A letter was received from J. P. Sanderson, President of the Florida, Atlantic and Gulf Central Railroad Company, asking the use of ten thousand dollars of the securities heretofore authorized to be exchanged in aid of the railroad companies, as a loan to said company until they are in a condition to issue bonds.

Whereupon, on motion,

Resolved, That though the Trustees are disposed to do all within the limits of their power under the law to aid the railroad companies they feel they have not the power to comply with the request contained in said letter, and therefore declined to make the advance asked for.

The said resolution was adopted.

A letter was read from F. L. Dancy, dated 14th November, 1857, asking to enter some of the swamp and overflowed (lands) embraced within the military reservation around Palatka.

On motion, ordered that the Secretary ascertain from the Secretary of War whether said reservation has been removed by the General Government. And if it is removed then that the Governor issue a proclamation offering the land in said reservation for sale in conformity with former proclamations.

The Board was applied to on behalf of the Florida Railroad Company for guaranteed bonds for two miles of siding and Y track, at the rate of eight thousand dollars per mile for iron weighing sixty pounds to the yard, the iron rail to be laid in said siding and Y track weighing fifty-eight (and a) half pounds to the yard.

The certificate of F. L. Dancy, engineer, certifying that the said Florida Railroad Company have graded two miles of siding and and Y track continuously from and in connection with the main line, and have delivered along the line of said siding and Y track the requisite number of crossties, and the President and four Directors having presented their affidavit that the necessary iron is in the State, etc.

On motion, ordered that said application be granted, and that the Treasurer deliver said bonds when guaranteed and recorded, cutting off the proper coupon, according to the requirement of the law.

The vote on said order was:

Yeas—Governor Perry, Messrs. Walker, Austin, and Papy.

Nays—Mr. Brevard,

On motion, the Board adjourned.

Friday, December 11th, 1857.

The Board (met) according to call.

Present: M. S. Perry, Governor and President,
M. D. Papy, Attorney-General and
Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

An account in favor of Wm. W. Moore, editor of the Florida Republican, for printing proclamation for sale of Internal Improvement lands, amounting to thirteen dollars, was presented and ordered to be paid.

On the motion to pay, the yeas and nays were:

Yeas—Governor Perry, Messrs. Walker, Papy and Brevard.

Nays—None.

Resolved, That the Treasurer be authorized to return to the Pensacola and Georgia Railroad Company the coupons falling due in July, 1858, cut off from the bonds of said company guaranteed for iron for the first thirteen miles of said road upon said company's paying to said Treasurer the amount of said coupons.

Resolved further, That the Treasurer readjust with said company the interest on said bonds and correct any error that may have been made.

On the adoption of said resolution, the vote was:

Yeas—Governor Perry, Messrs. Walker, Austin and Papy.

Nays—None.

A letter from James F. Thompson, dated 10th November, 1857, to Governor Perry, in reference to John Chambers who has settled in Gulf Hammock, asking a favorable consideration of his application for land, was read.

On motion, ordered that the Secretary answer said letter and state that there is no application of John Chambers, and that when one is made the Board will consider what is proper to be done.

Ordered that the Board adjourn.

Monday, December 14th, 1857.

The Board met pursuant to call.

Present: David S. Walker, Register and Salesman.

M. D. Papy, Attorney-General and Secretary.

C. H. Austin, Treasurer.

D. S. Walker was made President pro tem.

Walter Gwynn's claim for \$1,895.63 for selecting and appraising Internal Improvement lands, amounting to 42,125.26-100 acres, was presented.

Ordered that it be paid.

On ordering the same, the vote was:

Ayes—Messrs. Walker and Papy.

Nays—Mr. Austin.

The Board, on motion, adjourned.

Wednesday, December 30th, 1857.

The Board met pursuant to call.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

Judge Brevard was made President pro tem.

Was read, the application of Thomas F. King, alleging that he intended to enter Section 10 and south half of Section 3 in Township 20, Range 17, South and East, instead of Section 10 and south half of Section 3 in Township 21, Range 17, S. and E., and having been allowed to transfer his entry from Section 10,

Township 21, Range 17, to Section 10, Township 20, and having asked to make a like transfer of the south half of Section 3, which can not be done, because Section 3, Township 20, Range 17, S. and E., is selected for the Internal Improvement Fund, and is not yet appraised; said King now applies to have his entry of south half of Section 3 aforesaid cancelled and the money refunded.

Ordered that the application be granted, that the entry aforesaid be vacated and the money refunded.

The vote thereon was:

Yeas—Messrs. Brevard, Walker, Austin and Papy.

Nays—None.

On motion, the Board adjourned.

Monday, January 11th, 1858.

The Board met according to call.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and Secretary.

C. H. Austin, Treasurer,

Edward Houstoun, President of the Tallahassee Railroad Company, proposes to pay the interest on the bonds of said company held by the Trustees in notes of the Tallahassee Railroad Company.

On motion, ordered that said proposition be accepted, on condition that said company, on demand, convert them into other current bills, or furnish exchange on New York for the amount.

On adopting said motion, the vote was:

Yeas—Messrs. Brevard, Austin and Papy.

Nays—None.

On motion, the Board adjourned.

Wednesday, February 10th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor and President.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

Judge Brevard offered the following resolution:

Resolved, That the Treasurer is authorized to purchase when in funds forty-five thousand dollars of the bonds of the Florida, Atlantic and Gulf Central Railroad Company at ninety cents in the dollar, the first coupon for interest off, a similar amount having been invested in the bonds of other companies, for the purpose of aiding the Internal Improvements of the State contemplated by the act creating said Fund.

Resolved further, That the funds authorized to be invested by resolution of 20th October, 1857, remaining in the hands of the Treasurer be retained by him for the purpose of the above resolution.

On the adoption of the above resolutions, the yeas and nays were:

Yeas—Governor Perry, Messrs. Walker and Brevard.

Nays—None.

Mr. Austin having retired before taking the vote on account of sickness, and Mr. Papy was excused from voting on the ground that he did not wish to vote against the resolution, so far as it recognized or authorized the investment of the money in the Treasurer's hands applicable under the resolution of the 20th October, 1857. He was accordingly excused.

Ordered that the Treasurer pay the interest due in March next on the bonds guaranteed by the Trustees.

The Board then adjourned.

Thursday, February 11th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor and President.

M. D. Papy, Attorney-General and Secretary.

D. S. Walker, Register and Salesman.

T. W. Brevard, Comptroller.

The following preamble and resolution were adopted:

Whereas, Information is lodged before this Board that the section of thirty miles of the Florida Railroad between the fifty and eighty miles from Fernandina was not graded continuously and the crossties furnished at the date of the certificate of F. L. Dancy, special engineer, of the 18th of August, 1857, and that the said certificate of F. L. Dancy to that extent is erroneous, and that the said Florida Railroad Company was not entitled to the bonds guaranteed on said certificate.

Therefore resolved, That the Secretary communicate the above fact to said Dancy and request from him an explanation.

The following rules and regulations in reference to changes of entries of land, etc., were adopted:

When any person shall have erroneously entered Internal Improvement or Swamp Lands, and shall desire to effect a change of entry, he shall be permitted to do so under the following regulations:

1st. The applicant must make affidavit before some officer authorized to administer oaths, that the tract he desires to enter is the one which he intended to enter at the time of his original application. that at the time of said original application he was mistaken in the numbers of land, and that he had used due diligence in ascertaining the true numbers, before making said application, and that he has not transferred or otherwise encumbered the title to the land, and that the tract he desires to enter does not embrace the residence or cultivated land of any other person.

2d. The certificate of purchase must be surrendered and accompany the papers. Where it has been lost or mislaid, the party applying must advertise it for one month in some newspaper published in this State, and give notice of his intention to apply for a change of entry.

3d. Where a deed has been made and delivered to the purchaser, a deed of relinquishment reconveying the title to the Board of Trustees of the Internal Improvement Fund shall be made, and if the deed to the purchaser has been recorded in the Clerk's office of the county where the land lie, the deed of relinquishment shall likewise be recorded, and a certificate shall be produced from the Clerk showing that said deed has been recorded, and that the records of his office do not exhibit any other conveyance or encumbrance of title to the land.

Where applications shall be received for the same tract of land at the same time by two or more persons, then the tract shall be offered for sale to the highest bidder in the following manner, to-wit:

Where all applicants are present in the office of the Salesman, he shall forthwith receive bids for said land, and shall make the sale accordingly.

Where either of the applicants shall be absent, and shall reside in the county of Leon, Gadsden, Jeffer-

son or Wakulla, the Salesman shall appoint a day, not not less than fifteen, nor more than thirty, days from the time of the application, and shall give notice to the parties, that said land will be offered on said day to the highest bidder, and on the day appointed, the land will be offered as aforesaid.

When the applicants, or any of them, shall be absent and reside beyond the limits of the counties aforesaid, the Salesman shall notify the parties, that there are conflicting applications, and shall appoint a day, not less than thirty, nor more than sixty days from the day of the original applications, in which said land shall be offered for sale to the highest bidder.

No application for land shall be considered such for the purposes above mentioned, unless accompanied with the amount of cash necessary to make the entry, or the cash payments and notes for the credit installments.

4th. When the change of entry is effected, the Salesman of the Board of Trustees shall note upon the original certificate facts of the case, to-wit: That the entry has been changed from the tract named in said certificate to another, designating the latter and the number of certificate issued thereon.

5th. Where the tract which the party desires to enter does not belong to the Internal Improvement Fund, or is not subject to entry, then upon the applicant's compliance with the foregoing regulations numbered 1, 2 and 3, so far as the same are applicable, the entry shall be cancelled, and the Salesman shall refund the amount of purchase money.

On motion, the Board adjourned.

Monday, 12th April, 1858.

The Board met according to call.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General and
Secretary.

C. H. Austin, Treasurer.

A letter from Hon. D. L. Yulee, dated March 31st, 1858, was read: whereupon, on motion of Mr. Austin, it was resolved that the Secretary be requested to address Governor Perry, requesting his attendance at the Capitol to meet with the Board of Trustees upon important business with the Florida Railroad Company.

On motion, the Board adjourned.

Friday, April 30th, 1858.

The Board met.

Present: His Excellency Governor Perry.

M. D. Papy, Attorney-General and
Secretary.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

A letter from E. C. Cabell, President of the Pensacola and Georgia Railroad Company, was read, dated April 22d, 1858, alleging that twelve miles additional to the first section of thirteen miles has been completed, and that the iron has been laid thereon, making twenty-five miles of their road completed, and asking that the Trustees guarantee bonds at the rate of \$7,200.00 per mile for the whole distance, being for iron rails, chairs and spikes, less the amount of bonds heretofore guaranteed, and also asking that the bonds be guaranteed with coupons of interest from date, because of the fact that iron has been laid on said road,

On motion, ordered that L. W. Dubois be and he is hereby designated engineer to examine the said section of twelve miles and report whether the same has been graded and the crossties furnished, as required by the plan of construction of said road.

On motion, the Board adjourned until tomorrow.

Saturday, May 1st, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor and President.

M. D. Papy, Attorney-General and Secretary.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

On motion,

Resolved, That the Trustees will guarantee bonds to the Pensacola and Georgia Railroad Company at the rate of seven thousand two hundred dollars per mile for twelve miles from the first section of thirteen miles for iron rails, chairs and spikes on being satisfied by the report of the engineer appointed by the Board that the road bed is completed and the proper number of crossties furnished.

On adopting said resolution, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

On motion,

Resolved, That the Trustees do not feel authorized to guarantee said bonds with coupons of interest from date, unless said company shall deposit the first six months interest.

On adopting said resolution, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

A letter from W. H. Chase, President of the Alabama and Florida Railroad Company, dated 18th February, 1858, was read in which said Chase claims for said company the benefit of the act to encourage a liberal system of Internal Improvement in this State.

On motion, ordered that the Secretary reply to said Chase inviting the course of proceedings indicated in the letter of the Secretary to the President of said company, dated 22d May, 1856, and that he express the inclination of the Trustees to the opinion that said company is entitled to the benefit of said act, but that they desire the question to be judicially settled to prevent any difficulties hereafter.

On motion the Board adjourned till Monday.

Monday, May 3, 1858.

The Board met.

Present: His Excellency Governor Perry.

M. D. Papy, Attorney-General.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

The following preamble and resolution were adopted:

Whereas, it is represented to this Board that the Florida Railroad Company has failed to construct so much of their said road as is now completed in conformity with the specifications of the act to encourage

a liberal system of Internal Improvements in this State and the modifications thereto assented to by the Trustees; and

Whereas, It is also represented that the said company has failed to lay down the iron on the section of thirty miles from the fifty mile point on said road, as required by the condition of the bond given by said company of date the twenty-second day of August last.

Therefore,

Resolved, That L. W. DuBois, and should he decline, then William Dial be and he is hereby appointed at a fair compensation to examine and report to this Board at the earliest moment upon the manner in which said railroad has been constructed and whether such construction has been and is in conformity with the act to establish a liberal system of Internal Improvements in this State and the modifications thereto and if not that, he report in what particulars the said company have failed to comply with said act, and also that he examine whether or not the iron has been laid on the last section of thirty miles, and if not laid how much remains to be laid and if laid, when the same was completed.

Resolved further, That the Governor is hereby authorized to employ counsel at a reasonable compensation to institute suit on the bond given by the Florida railroad Company to lay the iron within six months on the last section of thirty miles, or to adjust with said company the damages which may have resulted to the Trust Fund from the failure of said company to lay said iron within the time prescribed by law.

On the adoption of the same the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

Ordered that a copy of this days proceedings be furnished to the Secretary of the Florida Railroad Company.

On motion,

Ordered that the Treasurer is authorized to call in the loan to the Tallahassee Railroad Company, when it shall be necessary for the exigencies of the fund.

Ordered that the Board adjourn till to-morrow.

Tuesday, May 4th, 1858.

The Board met.

Present: His Excellency Governor Perry.

M. D. Papy, Attorney-General.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

The following preamble and resolutions were adopted:

Whereas, it is represented to this Board that the Pensacola and Georgia Railroad Company had graded continuously twelve miles of road from the end of the first section of thirteen miles and had furnished the crossties as required by the internal Improvement law and the modifications thereto on the first day of February last and that the iron therefor was within the State and the said company was then in a condition to apply for and obtain the guarantee of bonds for said section of twelve miles but that the said company did not then apply on account of a misapprehension of the opinions of the Trustees as to their duties in granting the guarantee with coupons of interest; and

"Whereas, it is represented that said company has laid the iron on said section of twelve miles and that great injustice would be done said company if

bonds are guaranteed with coupons of interest cut off as of this date instead of from the time they were entitled to demand the guarantee as aforesaid.

Therefore,

Resolved, That the Trustees will guarantee bonds to said company with the interest coupons cut off from the time said company was in a condition to demand said guarantee.

Resolved further, That L. W. DuBois be and he is hereby appointed engineer to report whether said company has graded continuously twelve miles of said road from the first section of thirteen miles and furnished the cross-ties as required by the Internal Improvement law and the modifications thereto on the first day of February last.

Resolved further, That the Trustees will guarantee to said company bonds equal to seven thousand two hundred dollars, per mile for the whole distance of twenty-five miles, deducting the bonds heretofore guaranteed for the first section of thirteen miles.

On adopting said preamble and resolutions the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

Mr. Austin offered the following resolution:

Resolved, That the Governor, Comptroller and Treasurer, a majority of whom may act, be and are hereby constituted a committee to sell from time to time such or any of the railroad bonds belonging to this fund as in their judgment may be deemed best and report to this Board, provided that no sale shall at any time exceed a discount of 25 per cent.

On adopting the same, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

Mr. Brevard offered the following resolution:

Resolved, That the Treasurer of this Board exchange with the Comptroller of the State, the Governor consenting thereto, fifty thousand dollars in Tallahassee Railroad Bonds for the same amount of Florida Railroad Bonds now held by the Comptroller, belonging to the School and Seminary Funds.

On adopting the same the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

The following resolution was adopted:

Resolved, That the Secretary in reply to the letter of Mr. Yulee, dated 31st March, 1858 state that in the opinion of the Trustees present the Florida Railroad Company is entitled to the benefit of the Internal Improvement Act upon a compliance by said company, with the prerequisites of the said Act and the charter of said company.

On motion, ordered that the order passed Saturday directing the Secretary to reply to the letter of William H. Chase, President of the Alabama and Florida Railroad Company, be rescinded.

Ordered that the Secretary inform said Chase that in the opinion of the Board the Alabama and Florida Railroad Company is entitled to the benefit of the Internal Improvement Law.

A letter was received from Jesse Carter, dated 4th May, 1858, giving notice of the intention of the citizens of Tampa and Miccanopy and the intermediate country to organize immediately a company to construct that part of the line from Amelia Island to the waters of Tampa Bay, as is embraced between

some point at or near Fort Brooke, or the waters of Tampa Bay, and a point at, or near where the Cedar Key extension crosses what is known as the Fort Harlee and Miccanopy Road.

Ordered that said letter be filed.

The report of the Florida Railroad Company of its receipts and expenditures for the six months ending 28th July, 1858, accompanying letter of G. W. Call, Secretary, dated 14th April, 1858, and received by the Secretary in due course of mail, was read and filed.

Ordered that the Board adjourn.

Tuesday, May 11th, 1858.

The Board met according to call.

Present: His Excellency M. S. Perry, Governor.
M. D. Papy, Attorney-General.
C. H. Austin, Treasurer.

L. W. DuBois, engineer, appointed to report whether the Pensacola and Georgia Railroad Company had graded continuously twelve miles of their road from the first section of thirteen miles and furnished the crossties as required by the Internal Improvement Law, and the modifications thereto, on the first day of February last, having reported that said company had so graded said section of twelve miles and furnished said crossties by the said first day of February last, and that the iron has been actually laid on said section of twelve miles.

Resolved, That the Treasurer deliver to said Pensacola and Georgia Railroad Company the bonds of said company when the guarantee is signed by the Trustees, for the said section of twelve miles, at the rate of seven thousand two hundred dollars per mile,

cutting off the first six months coupons from the first day of February last, or their equivalent, and that he likewise deliver bonds when guaranteed for the first section of thirteen miles, at the same rate per mile, deducting the bonds already delivered for said section of thirteen miles; Provided, the President and four Directors shall file the necessary affidavit that the iron for said section of twelve miles is paid for, or to be paid for, with bonds guaranteed for said section of twelve miles; and

Whereas, the said L. W. DuBois, engineer, has reported that the iron has been actually laid on said section of twelve miles; Therefore,

Resolved, That the Trustees will guarantee Equipment Bonds for said section of twelve miles, at the rate of two thousand dollars per mile, and that the Treasurer deliver the same to said company when the guarantee is signed, cutting off the first six months coupon from the 15th day of April last.

The above preamble and resolutions were adopted.

On motion,

Resolved, That the Treasurer be and is hereby authorized to demand and receive certificate of stock for interest paid for the Florida Railroad Company.

On motion,

Resolved, That in the event that L. W. DuBois or William Dial decline to act under the resolution requiring an examination of the Florida Railroad that John Bradford be and he is hereby appointed to perform the duties required in said resolution.

On motion, the Board adjourned.

Wednesday, May 12th, 1858.

The Board met according to call.

Present: His Excellency M. S. Perry, Governor.
M. D. Papy, Attorney-General,
C. H. Austin, Treasurer.

On motion,

Resolved, That M. D. Papy be and he is hereby appointed the agent of the Trustees to go to Washington to attend to and claim and receive the reclamations to which the Internal Improvement Fund, or the State of Florida, is entitled from the General Government arising under the Swamp Land Grant and the laws of Congress in relation thereto and that the Treasurer be and he is hereby authorized and required to pay to said Papy a sum sufficient to cover his expenses in going and returning to and from Washington.

On the adoption of the same, the vote was:

Yeas—Governor Perry, Messrs. Austin, and Papy.

Noes—None.

On motion, the Board adjourned.

Monday, June 28th, 1858.

The Board met according to call.

Present: T. W. Brevard, Comptroller.
M. D. Papy, Attorney-General.
D. S. Walker, Register and Salesman.
C. H. Austin, Treasurer.

On motion, T. W. Brevard was elected President of the Board in the absence of the Governor.

An account in favor of the "Florida Republican" for publishing proclamation of sale swamp lands in Pa-

latka Military Reserve, amounting to twenty-one dollars, was presented.

On ordering the same to be paid, the vote was:

Ayes—Messrs. Brevard, Austin, Walker and Papy.

Nays—None.

So said bill was ordered to be paid.

John Bradford, heretofore appointed to examine and report upon the manner in which the Florida Railroad has been constructed, submitted his report, which was read, and on motion the same was laid on the table for further consideration.

(For Bradford's reports and all documents relating to the controversy over alleged bad work on Florida Railroad see Appendix to House Journal for 1858, p. 27, etc., and Appendix to Senate Journal for 1858, p. 41, etc.)

A letter from W. H. Chase, President of the Alabama and Florida Railroad Company, dated 27th May, 1858, requesting the appointment of an engineer to report whether the said company have constructed their road bed and furnished the crossties as required by the Internal Improvement Laws was read.

On motion, ordered that O. M. Avery be and is hereby designated engineer for the purpose aforesaid. Said letter also propounded certain questions as to the right of said company to receive the lands granted in the event they should decline the guarantee of bonds, etc.

Ordered that the Secretary answer the same according to his understanding of the law.

A letter from W. H. Chase of date 12th June, 1858, asking for a form of the bonds to be guaranteed by the Trustees, was read.

Ordered that it be referred to the Treasurer for a reply.

A letter from John P. Sanderson, President of the Florida, Atlantic and Gulf Central Railroad, dated 5th May, 1858, was read, asking the appointment of an engineer to examine and inspect their road bed preparatory to applying for the guarantee of bonds, etc., for the first twenty miles.

Ordered that Mr. I. L. Gregg be and he is hereby designated as such engineer.

Mr. Papy moved that the resolution of the twelfth May appointing Mr. Papy to go to Washington to attend to the claims of the Board for reclamations be rescinded.

On said motion, the vote was:

Yeas—Messrs. Austin and Papy.

Nays—Messrs. Brevard and Walker.

Mr. Austin moved the following resolution, viz-

Resolved, That an order be issued to M. D. Papy on the Treasurer for the sum of three hundred dollars as an advance to pay his expenses to Washington City, and the account be adjusted as to balance of expenses according to time necessary for the execution of the business after his return.

On adopting the same, the vote was:

Ayes—Messrs. Brevard, Austin and Walker.

Mr. Papy, at his request, was excused from voting.

On motion, the Board adjourned.

Monday, July 26th, 1858.

The Board met according to call.

Present: T. W. Brevard, Comptroller, and President pro tem.

M. D. Papy, Attorney-General.

D. S. Walker, Register.

On motion, ordered that the order adopted 28th June, 1858, designating Mr. I. L. Gregg as engineer to examine the road bed of the Florida, Atlantic and Gulf Central Railroad be repealed, and, on motion, ordered that John Westcott be and he is hereby designated such engineer in the place of said I. L. Gregg, and that this designation be considered as dating back to the 28th day of June last.

The report of John Westcott, certifying that twenty miles of the road bed of the Florida, Atlantic and Gulf Central Railroad, commencing from Jacksonville, have been graded conformable to the specifications and modifications approved by the Trustees, and that the requisite cross-ties have been furnished, was read.

Whereupon George L. Bryant, agent of said Florida, Atlantic and Gulf Central Railroad Company, presented the affidavit of the President and four Directors of said company that the necessary quantity and quality of iron to lay eleven and a half miles weighing fifty-five pounds to the yard, is within the jurisdiction of the State, and to be paid for with the proceeds of the bonds which said company are entitled to receive from the Trustees.

It appearing that the iron purchased by said company weighs fifty-five pounds to the yard, whereas in the specifications of the details of construction of said road sixty pound iron is required, and it also appearing that the Trustees heretofore suggested to said company that a lesser weight of iron would be authorized, and that said company have acted on said suggestion, and ask that the specifications be modified to authorize iron of fifty-five pounds weight per yard; Therefore,

Resolved, That said modifications be changed to authorize said company to lay iron rails weighing fifty-five pounds to the yard and that said affidavit be accepted.

The said Bryant as agent for said company, applied for the guarantee of bonds for eleven and a half miles of said road, at the rate of seven thousand three hundred and thirty-three dollars per mile, amounting to eighty-four thousand three hundred and twenty-nine dollars, and tendered the bond, to lay down the iron on said section of eleven and a half miles within six months of John P. Sanderson, P. Moody, John S. and A. A. Canova, in the penalty of ten thousand dollars. It being represented that four miles of iron has been already laid on said road.

On motion,

Ordered that said bond be accepted and that the Trustees will guarantee bonds of said Florida Atlantic and Gulf Central railroad Company, for eighty-four thousand three hundred and twenty-nine dollars being at the rate of seven thousand three hundred and thirty-three dollars per mile, for eleven and a half miles and that the Treasurer deliver the said bonds when guaranteed and ready for delivery to the said company or any agent authorized to receive same.

On motion the Board adjourned.

Tuesday, August 24th 1858.

The Board met according to call.

Present: T. W. Brevard, Comptroller, and President pro tem.

M. D. Papy, Attorney-General.

D. S. Walker, Register.

Walter Gwynn, selecting agent, reports that he has selected 11,916.14-100 acres of land 9,058.60-100 acres of which are selected to complete his contract under the order of the Board of 9th of May, 1857, and 2,859.54-100 acres are selected in lieu of 2,840 acres of his selections in Columbia county which are claimed

by the Pensacola and Georgia Railroad Company. The said Gwynn also submitted the list and descriptive notes thereof together with his account under said contract for selecting said 9,056.60-100-acres amounting to four hundred and seven 55-100 dollars.

On motion, ordered,

That said selections be adopted and that the salesman take the necessary steps to have them approved by the general government and that said accounts of said Gwynn for \$407.55-100 be paid by the Treasurer.

On said motion, the vote was:

Yeas—Messrs. Brevard, Walker and Papy.

Nays—None.

So the same was adopted.

On motion the Board adjourned.

Wednesday, 8th September, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General

A letter from S. B. Todd, President of the Florida Peninsular Railroad Company, dated 7th September, 1858, accompanied by copy of a letter dated 17th June, 1858, making full acceptance of the act to encourage a liberal system of Internal Improvements in this State, was read and on motion the said letter with the copy accompanying, was ordered to be filed.

On motion, ordered that the Treasurer pay the interest due in July and September, on the bonds guaranteed by the Trust Fund.

On motion, the Board adjourned.

Thursday, September 16th, 1858.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Governor Perry submitted a letter from the General Land Office dated 3 July, 1858, in reference to reclamations for swamp land sold by the U. S. and requiring an additional affidavit by the agents.

On motion, ordered that it be referred to A. M. Randolph with a request that the required affidavit be supplied.

A letter from Mr. McFaul in reference to the purchase of a sixteenth section or part thereof was read.

On motion,

Resolved, That the Board have no jurisdiction of the matter referred to.

Governor Perry presented a letter from W. A. Forward, Chairman of the St. Johns and Indian River Canal Commissioners, asking that the Board appropriate a sum sufficient to pay the engineer for making a thorough and satisfactory survey of the route with map estimates, and report.

Whereupon Governor Perry offered the following preamble and resolutions, viz:

Whereas, The act to provide for and encourage a liberal system of Internal Improvements in this State authorizes the construction of a canal from the waters of St. Johns River, on Lake Harney, to the waters of Indian River; and

Whereas, The Board of Commissioners have duly organized and petitioned this Board for aid to make a survey; Therefore,

Resolved, That a sum sufficient, not to exceed two thousand dollars, to defray the expenses of an engineer for making a full and correct survey of the route of said canal, together (with) map estimates, and report be advanced to said Canal Commissioners out of the Internal Improvement Fund.

Resolved, That said Canal Commissioners are hereby authorized to select the lands granted in the 17th section of the above recited act whenever in their judgment may seem best, provided no selections be made within fifteen miles of the lines of railroads, embraced in section four of the above mentioned act.

On adopting the same, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin and Papy.

Nays—None.

Mr. Austin read to the Board a proposition from the Florida Railroad Company to exchange bonds for the stock held by the Improvement Fund in said company.

Mr. Austin moved that the proposition be declined, which motion was adopted.

Gov. Perry presented resolutions of a Convention held at Orange Springs, asking a grant of alternate sections of land on the Oclawaha River to aid in clearing out said river.

Whereupon Governor Perry offered the following resolution:

Resolved, That the Board of Trustees will grant proper portions of swamp land alternately, not exceeding one section alternately one mile deep, on both sides of the Oclawaha River, from its mouth to Lake Ahapokee to any person or persons who will undertake to remove the logs and bars and rafts and make the necessary cuts and ditches to deepen the channel of said river with the view to reclaim the swamp lands adjacent thereto, so that the same shall thereby be

enhanced in value and that the Governor be requested to communicate this resolution to the chairman of said convention.

Which resolution was adopted.

On motion, the Board adjourned.

Thursday, 21st October, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor and President.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

A letter from W. A. Forward dated 13th October, 1858, to C. H. Austin, Treasurer applying for the \$2,000.00 appropriated to defray the expenses of an engineer for making a survey, etc., of the canal between the St. Johns and Indian Rivers was read.

Whereupon it was,

Resolved, That the Treasurer inform Mr. Forward that the resolution of the Board of 16th Sept. 1858, was intended to appropriate two thousand dollars only in the event that the object for which it was appropriated would require that amount but if it could be accomplished for less, then only the less amount was to be paid, and also that the Treasurer inform Mr. Forward that within said sum the necessary amounts will be paid from time to time on his certificate that the sums required as called for, are necessary under their contract either to begin the work or to enable them to progress with the same.

On motion, the Board adjourned.

Wednesday, November 10th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

C. H. Austin, Treasurer.

D. S. Walker, Register.

M. D. Papy, Attorney-General

A letter from F. H. Flagg, Secretary and Treasurer of the Pensacola and Georgia Railroad Company, dated 29th October, 1858, was read, in which letter the Trustees are asked to indorse bonds of said company to the amount of seven thousand dollars for account of the Suwannee bridge and to that end, that the Trustees appoint an agent to report what progress has been made thereon. The said letter also suggests the propriety of dating the bonds as of 15th September, as the contractors are entitled to the mas of that date, and that owing to the absence of some of the Board, it was not possible to obtain their action at that time.

On motion, ordered that L. W. DuBois, be appointed Civil Engineer, to report upon the constitution and cost of so much of said Suwannee bridge, as is constructed according to the request of said Flagg, Secretary as aforesaid.

A letter from J. W. Bryant dated 20th October, 1858, proposing to purchase some swamp land supposed to be unselected and surveyed was read.

On motion, ordered that the Secretary request Mr. Bryant to make an offer for cash and specify if he can the land desired by him.

On motion, the Board adjourned.

Saturday, 13th November, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.
M. D. Papy, Attorney-General.
D. S. Walker, Register.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.

The question was presented whether the Secretary of the Board in his report for the information of the general assembly should include the letters of D. Yulee and Engineer Smith in reference to the report made by John Bradford.

Mr. Walker moved in the said report of the Secretary nothing be said in reference to the appointment of Mr. Bradford and the said report made by said Bradford and the said letters of Messrs. Yulee and Smith be omitted.

On which the yeas and nays were:

Yeas—Messrs. Walker and Papy—2.

Nays—Governor Perry, Messrs. Brevard and Austin—3.

So the said motion was lost.

It was understood as the sense of the majority of the Board that the said letters of Messrs. Yulee and Smith were not to be submitted or included in said report.

On motion, the Board adjourned.

Wednesday, November 17th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

D. S. Walker, Register.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

On motion, the following resolution was adopted:

Resolved, That the resolutions adopted 29th December, 1856, allotting and dividing the lands between the several Railroad Companies and the Trust Fund, be so modified, that whenever the greater part of any legal subdivision shall be within six miles of any railroad, the whole of said sub-division shall be deemed to be within six miles of said railroad and whenever the greater part of any legal sub-division shall be more than six miles of any railroad the whole of said sub-division shall be deemed to be more than six miles from said railroad; and that to carry out and effect this division the compromise limit adopted by the Federal Government, of lands within the said six miles is hereby adopted;

Provided, That no sale heretofore made by any Railroad Company under the division aforesaid shall be in any wise effected hereby.

On motion, the Board adjourned.

Tuesday, December 7th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

D. S. Walker, Register.

T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General.

A letter from John C. Pelot, heretofore appointed agent of the Trustees, for the protec-

tion of timber on trust land without date, referring to seizure of timber made in February last, which was permitted to leave the State under bond of the parties and suggesting that he is informed by legal advice that the bond taken can not be collected and suggesting further powers to the agent, was presented and read.

On motion,

Ordered that said letter be laid on the table.

A letter from Geo. L. Bryant, Secretary, etc., of Florida Atlantic and Gulf Central Railroad Company, dated 24th November, 1858, asking the appointment of an engineer to examine the second section of said road upon which to base an application to guarantee interest on the bonds of said company.

On motion,

Ordered that J. L. Gregg be and is hereby designated engineer to make examination and report whether said company have graded the section of said road and how much, and whether the crossties have been furnished.

Ordered that the Board adjourn.

Tuesday, December 14, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

Mr. Austin, acted as Secretary pro tem.

Governor Perry presented two communications from Hon. D. Yulee, (one dated 6th and the other 13th December, inst). Which on being read, it was ordered that action upon said papers be deferred to a

full meeting of the Board to be called and held at 10 o'clock to-morrow morning.

On motion, the meeting adjourned.

(Signed)

C. H. AUSTIN,
Secretary pro tem.

Wednesday, December 15th, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.
D. S. Walker, Register.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
M. D. Papy, Attorney-General.

The letter from D. L. Yulee, President of the Florida Railroad, dated 13th December, 1858, was read, in which said Yulee states that the iron upon the first eighty miles of Florida Railroad being now about laid, which carries the road beyond the point selected by the railroad company for the divergence of the Cedar Key Railroad extension, and the road being thence graded and furnished with crossties in conformity with the specifications of the act approved January 6th, 1855, for a distance of ten or more miles in the direction of Cedar Key, and he requests that the Trustees will designate an engineer satisfactory to themselves to examine so much of the road as may be so furnished, and to certify the facts to the Trustees in order that the company may obtain the certificate directed by the third section of the act above referred to upon sixty thousand dollars of bonds to be paid for equipment, and also upon the bonds to be issued by these in payment for iron now actually within the limits of the State, and to be laid on said Cedar Key extension.

Mr. Walker offered the following resolution:

Resolved, That be and he is hereby designated as engineer to examine so much of the Florida Railroad as has been continuously graded from the eighty mile point from Fernandina, and to report whether ten miles or more, and if more how much has been continuously graded from the said eighty mile point, and whether the crossties have been furnished, in accordance with the requirements of the Internal Improvement Law and the modifications thereto; and also that he report whether the iron has been laid on the section of thirty miles between the fifty and eighty mile points from Fernandina; Provided, however, and it is hereby expressly understood that the designation of said engineer under this resolution shall not be considered as concluding the Trustees, or any one of them, upon the question whether the Florida Railroad Company are entitled to the guaranty of bonds, or any part thereof, to be issued, based on said certificate, or as binding them, or any of them, to guaranty the interest on said bonds, or any part thereof, if in their judgment, or in the judgment of any of them, the guaranty should not be given.

Mr. Austin moved that "inasmuch as the whole subject is now before the General Assembly the papers be laid upon the table for the present."

The vote on adopting Mr. Austin's motion was:

Yeas—Governor Perry and Mr. Austin—2.

Nays—Messrs. Walker, Bevard and Papy—3.

So the motion was lost.

The question recurred on adopting the resolution offered by Mr. Walker above, and the vote was:

Yeas—Messrs. Walker, Brevard and Papy—3.

Nays—Governor Perry and Mr. Austin—2.

So the resolution was adopted.

Mr. Walker moved to fill the blank in resolution with the name of E. L. Herroitt.

On adopting said motion, the vote was:

Yeas—Messrs. Walker, Brevard and Papy—3.

Nays—Governor Perry and Mr. Austin—2.

So the motion was adopted.

A letter from D. L. Yulee, President Florida Railroad Company, dated 6th December, 1858, was read, in which he notified the Trustees of the full acceptance by the Florida Railroad Company of the provisions of the act of January 6, 1855, entitled "An Act to Provide for and Encourage a Liberal System of Internal Improvement," for that part of the route designated in their amended charter, which lies between Tampa and the point of junction with the Cedar Key extension, or in other words, for all that part of the routes covered by their charter, which may not be regarded by the Trustees to be included in the effect of the notice filed by them of the date of March 6th, 1855.

A letter from D. L. Yulee, President of the Florida Railroad Company, dated 15th December, 1858, was read in which he stated that in his notice of the 13th inst. he stated "the iron upon the first eighty miles of the Florida Railroad being now about laid, which carries the road beyond the point selected by the railroad company from the divergence of the Cedar Key extension." This was an error, as he since learned the point selected by the railroad company for the divergence of the Cedar Key extension is about four miles beyond the eighty mile point and of the road now presented for inspection about four miles is in the direction of Tampa and the remainder a part of the Cedar (Key) extension.

On motion, ordered that the Treasurer is author-

ized to take the Tallahassee Railroad Company's bonds in payment of the sinking fund at their market value.

On motion, the Board adjourned.

Friday, December 31st, 1858.

The Board met.

Present: His Excellency M. S. Perry, Governor.

D. S. Walker, Register.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Mr. Brevard offered the following resolution, viz:

Resolved, That hereafter at every meeting of the Trustees of the Internal Improvement Fund the proceedings of the previous meeting be read before the introduction of any other business.

Which was adopted.

Mr. Walker moved that Mr. John Bradford be designated the engineer in the place of Mr. Herriot, who is absent, to examine and report on the grading, etc., of the Florida Railroad, and the laying the iron on the last section of thirty miles between the fifty and eighty mile points, under the resolution for that purpose adopted at the last meeting.

On adopting said motion, the vote was:

Yeas—Messrs. Walker, Brevard and Papy.

Nays—Governor Perry and Mr. Austin.

So the motion was adopted.

A letter dated 9th December, 1858, from F. L. Dancy, accompanied by a copy of a letter from him, dated 1st May, 1858, in answer and in relation to the charges made in reference to his certificate as examining engineer, as to the grading, etc., of the Florida Railroad of 18th August, 1857; also copy of a certifi

cate from postmaster, dated 9th December, 1858, as to the mailing of said letter of the 1st of May, 1858, was read with said accompanyments.

On motion, they were all laid on the table.

A certificate of J. L. Gregg, engineer, certifying that the iron on the first section of eleven and a half miles of the Florida Atlantic and Gulf Central Railroad has been laid, was read.

Mr. Brevard moved that the interest on equipment bonds of said company for the said first section of eleven and a half miles at the rate of two thousand dollars per mile, amounting to twenty-three thousand dollars, be guaranteed by the Trust Fund in conformity to law, and that the Treasurer deliver said bonds when the guaranty of interest is signed to the agent of said company authorized to receive the same.

On adopting said motion, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin, Walker and Papy—5.

Nays—None.

So the motion was adopted.

Mr. Austin offered the following resolution viz:

Resolved, That from and after this date the price of the swamp and overflowed lands belonging to the Internal Improvement Fund outside of the railroad limits, shall be one dollar per acre cash; and the price of lands within the railroad limits shall be two dollars an acre cash. This resolution not to go into effect till the first day of March next, and notice thereof to be at once published by the Salesman.

On motion, the consideration of said resolution was postponed.

Mr. Austin offered the following resolution viz:

Resolved, That the Treasurer be authorized to pay the interest on the Pensacola and Georgia Rail-

road Companys Bonds, that will be due January 1st, 1859.

On adopting said resolution, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Austin, Walker and Papy—5.

Nays—None.

So. said motion was adopted.

Mr. Walker moved that Messrs. Randolph and Wells be requested to proceed with all convenient dispatch to comply with the letter of the Commissioner of the General Land Office of July 3, 1858, in reference to reclamations on swamp and overflowed lands.

Which motion was adopted.

On motion, the Board adjourned.

Tuesday January 11th, 1859.

The Board met.

Present: His Excellency M. S. Perry, Governor.
 T. W. Brevard, Comptroller.
 C. H. Austin, Treasurer.
 D. S. Walker, Register.
 M. D. Papy, Attorney-General.

A bill in favor of George Damon, for fifteen dollars for a Secretary or paper and book case purchased for the Secretary's office, was presented.

On ordering it to be paid, the vote was:

Yeas—Governor Perry, Messrs. Brevard, Walker, Austin and Papy—5.

Nays—None.

So the said bill was ordered to be paid.

A letter from Edward Houstoun, President of the Pensacola and Georgia Railroad Company, dated 10

January, 1859, enclosing statements or accounts of the gross receipt and expenditures of said company from the beginning of its operations to 1st June, 1858, and from 1st June, 1858, to 1st December, 1858, was received and read.

The account or statement for the time ending 1st June, 1858, shows a balance or net receipts of two hundred and twenty-six 22-100 dollars; and the statement or account for the term beginning 1st June, 1858, and ending 1st December, 1858, shows a balance or net receipts of three thousand nine hundred and eighty-eight 37-100 dollars.

The said letter of Edward 'Houstoun, President, requests "That the Board will place their securities upon the same footing as those of the Atlantic Central and Gulf Railroad and that they be allowed the amount sufficient to realize the sum of ninety cents in the dollar on the bonds sold your Board and thus have their securities reinstated and placed on the same footing with the A. C. & G. R. R. Company."

On motion, the consideration of the said request of Edward Houstoun, President, was postponed.

The account of the gross earnings and cost of transportation and repairs of the Florida Railroad from 1st March, 1858, to 31st August, 1858, was presented and read. The said account shows balance or net receipts of five hundred and twenty-two 38-100 dollars.

A letter from Mr. A. P. Amaker, dated 11 January, 1859, was read, asking that the lands under control of the Board in Township 6, Range 18, lying in Alachua county, be placed in market at the earliest convenience.

On motion, the Board adjourned till to-morrow afternoon 3 o'clock.

Monday, January 17th, 1859.

The Board met.

Present: His Excellency M. S. Perry, Governor.
D. S. Walker, Register.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
M. D. Papy, Attorney-General.

Mr. Walker moved the following resolution:

Resolved, That the Trustees will pay to any competent engineer who will by actual survey ascertain the practicability of cutting a canal connecting with the proposed canal in Alabama, from the Conecuh River, so as to bring the waters of said Conecuh River to the said Black Water River, the sum of five hundred dollars, if that amount shall be necessary on the certificate of E. E. Simpson, W. J. Keyser and W. L. Williams, that the survey has been actually made and an estimate of the cost of constructing said canal has been furnished to them, and on the filing of a report thereof with this Board. Provided that the said sum of five hundred dollars shall be paid only in land at the prices which may be fixed at the time of entering the same.

On adopting the said resolution the vote was:

Yeas—Governor Perry, Messrs. Walker, Brevard, Austin and Papy—5.

Nays—None.

So the said resolution was adopted.

Mr. Walker also offered the following resolution:

Whereas, The Trustees of the Internal Improvement Fund have invested in the bonds of the A., G. & C. R. R. Co. and the Florida and Tallahassee R. R. Co. at the rate of ninety cents in the dollar, and have only allowed the P. & G. R. R. Co. at the rate of eighty cents for the bonds purchased of that company; and

Whereas, The Pensacola and Georgia Railroad Company have by their statement of the earnings of that part of their road constructed shown the amount of net earnings to be about four thousand dollars, half of which amount is due to this Fund.

Resolved, As an act of justice to the Pensacola and Georgia Railroad Company that they be allowed the sum of two thousand dollars and two of their bonds of one thousand dollars each be returned, which adjustment places them upon the same footing with the other railroad companies.

On adopting the same, the vote was:

Yeas—Governor Perry, Brevard and Walker.

Nays—Messrs. Austin and Papy.

So the resolution was adopted.

On motion, the Board adjourned.

Tuesday, January 18th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

David S. Walker, Register.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

T. W. Brevard was made President pro tem.

Mr. Walker offered the following resolution:

Resolved, That it is the sense of this Board that the Internal Improvement Law in granting alternate sections of land to the several railroad companies, does where two roads cross each other grant to each company the whole of each alternate section of the State lands within the limit prescribed.

On adopting the same, the vote was:

Yeas—Messrs. Brevard, Walker, Austin and Papy.

Nays—None.

So the resolution was adopted.

Mr. John Bradford presented a bill for two hundred and fifty dollars for examining the Florida Railroad under resolutions of the Board.

On ordering the same to be paid, the vote was:

Yeas—Messrs. Brevard, Austin, Walker and Papy.

Nays—None.

So the said bill was ordered to be paid.

A letter from John Bradford, dated 17th January, 1859, was read, in which he declines to act as engineer to examine so much of the Florida Railroad as has been continuously graded, etc., under resolution of the Board adopted 15th December, 1858.

Mr. Walker moved that Mr. E. L. Herfoitt be designated as engineer to perform the duties prescribed in said resolution.

On which the vote was:

Yeas—Messrs. Brevard, Walker and Papy.

Nays—Mr. Austin.

So the said motion was adopted.

On motion, the Board adjourned.

Monday, February 7th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

D. S. Walker, Register.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Mr. Walker, Salesman, stated to the Board that the salary now paid to him is entirely paid out by him

to Mr. H. A. Corley, as clerk for attending to the duties, he, Mr. Walker, allowing him to divide his time with other occupations, and he, Mr. Walker, performing part of the work; that Mr. Corley states that said sum is insufficient, and that he could not well afford to give his whole time for less than twelve hundred dollars. Mr. Walker stated also that out of the salary now allowed the Salesman he gets no part for his responsibility and the actual labor he bestows and thinks it would not be unreasonable to allow the said sum of twelve hundred dollars.

Whereupon Mr. Papy moved the following resolution:

Resolved, That the salary of the Salesman from this date shall be twelve hundred dollars a year.

Mr. Austin moved the following amendment:

"That the subject of salaries of the officers of this Board be deferred until a full meeting of the Trustees."

On adopting the amendment, the vote was:

Yeas—Mr. Austin—1.

Nays—Messrs. Brevard, Walker and Papy—3.

So the amendment of Mr. Austin was lost.

The question recurred on the resolution offered by Mr. Papy, on which the vote was:

Yeas—Messrs. Brevard, Walker and Papy—3.

Nays—Mr. Austin—1.

So the resolution was adopted.

The report and certificate of E. L. Heroitt, designated as engineer under the resolution adopted the 15th day of December, 1858, to examine so much of the Florida Railroad as has been continuously graded from the eighty mile point from Fernandina, etc., and whethe iron has been laid on the section of thirty miles between the fifty and eighty mile point from

Fernandina, was submitted and read. The said report states that the road has been continuously graded from the eighty to the ninety-seven and a half mile point from Fernandina, a distance of seventeen and a half miles beyond the eighty mile point from Fernandina, and that a sufficient number of crossties have been delivered along the line of this portion of the road to allow one to every two and a half feet of road, and that the work has been performed according to the specifications referred to in said report; also that the superstructure wood and iron has been laid from the fifty to the eighty-nine and a quarter mile point from Fernandina, being a distance of 39½ miles, according to specifications referred to in said report.

Mr. Geo. W. Call, as agent of the Florida Railroad Company, based on said report and certificate, applied for the guarantee of Equipment Bonds of said company for the thirty miles between the fifty and eighty mile point at the rate of two thousand dollars per mile, making sixty thousand dollars.

Moved that the Trustees will endorse guarantee of said amount of sixty thousand dollars Equipment Bonds, and that they be delivered by the Treasurer to said company, or their agent, when the certificate of guarantee is signed.

On adopting said motion, the vote was:

Yeas—Messrs. Brevard, Walker, Austin and Papy—4.

Nays—None.

So the motion was adopted.

The affidavit of the President and four Directors of the Florida Railroad Company that the necessary quantity and quality of iron to lay twenty miles of said road, weighing fifty-eight and a half pounds per yard, was within the State, and to be paid for with said bonds, were filed, and the said Call also filed the

bond of said company conditioned to lay down twenty miles of iron within six months, dated the 31st day of January, 1859, which bond is accepted, to lay down iron for seventeen and a half miles only; and applied for the endorsement of the guarantee of interest of the bonds of said company for seventeen and a half miles, the iron weighing fifty-eight and a half pounds per yard, amounting to one hundred and thirty-six thousand five hundred dollars.

Moved that the Trustees will endorse the guaranty of interest on the bonds of said company for seventeen and a half miles, at the rate of seven thousand eight hundred dollars per mile, amounting to one hundred and thirty-six thousand five hundred dollars, and that the Treasurer deliver the same when the guarantee is signed.

On adopting the same, the vote was:

Yeas—Messrs, Brevard, Walker, Austin and Papy—4.

Nays—None.

So the motion was adopted.

Mr. Austin moved to call up the resolution offered by him the 31st December, 1858, reducing the price of swamp and overflowed land one dollar per acre cash, and within the six mile limit of the railroad to two dollars per acre cash.

Mr. Papy moved to postpone said motion until Governor Perry shall be present.

On which the vote was:

Yeas—Mr. Papy—1.

Nays—Messrs, Brevard, Austin and Walker—3.

So the motion of Mr. Papy was lost.

The question then occurred on Mr. Austin's motion to take up said resolution, on which the vote was:

Yeas—Messrs. Brevard, Austin and Walker—.3

Nays—Mr. Papy—1.

So said motion of Mr. Austin was adopted.

Mr. Austin then moved the adoption of the resolution offered by him as aforesaid on the 31st December, 1858; aforesaid, on which the vote was:

Yeas—Messrs. Brevard, Austin, Walker and Papy—4.

Nays—None.

So the said resolution was adopted.

The following resolution was offered, viz:

Resolved, That the alternate sections of land within the six mile limits of the Alabama and Florida Railroad heretofore reserved from sale and retained to the Trust Fund, and contained in the even numbered sections be and are hereby placed in market and subject to sale.

On adopting the same, the vote was:

Yeas—Messrs. Brevard, Austin, Walker and Papy—4.

Nays—None.

So the said resolution was adopted.

On motion, the Board adjourned.

J
Saturday, February 12th, 1859.

The Board met,

Present: T. W. Brevard, Comptroller.

D. S. Walker, Register.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

On motion, ordered that the Treasurer be authorized to pay the interest on the Florida Railroad Company's bonds that will be due in March next.

On adopting the same, the vote was:

Yeas—Messrs. Brevard, Austin, Walker and Papy—4.

Nays—None.

Mr. Austin moved the following:

Resolved, That from and after this date the Salesman be and is hereby authorized to enforce the collection of all bonds or notes given for lands purchased that may be due or past due by suit or otherwise.

On adopting the same, the vote was:

Yeas—Messrs. Brevard, Walker, Austin and Papy—4.

So the said resolution was adopted.

On motion, the Board adjourned.

Wednesday, March 16th, 1859.

The Board met.

Present: D. S. Walker, Register.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Mr. Austin was made President pro tem.

George W. Call, Esq., Secretary of the Florida Railroad Company, appeared before the Board in person and stated that Madison S. Perry, Governor of the State of Florida, and ex-officio one of the Trustees of the Internal Improvement Fund, had refused to sign the certificate contained on the face of the bonds ordered to be delivered to the Florida Railroad Company by resolution dated February 7th, 1859, viz: \$60,000 of bonds for the purchase of equipments for the Florida Railroad from the fifty to the eighty mile station and \$136,500 for the purchase of iron for the same road from the eighty mile station to the 97½ mile station.

Whereupon,

Resolved, That the Treasurer and Comptroller be

requested to record and countersign said bonds, and when signed by the other Trustees, being a majority of the whole number, deliver the same to the said Florida Railroad Company.

On adopting said resolution, the vote was:

Yeas—Messrs. Walker and Papy—2.

Nays—Mr. Austin—1.

So the said resolution was adopted:

Mr. Papy tendered his resignation as Secretary of the Board of Trustees.

Mr. Walker offered the following resolutions:

Resolved, That in future the certificate on the part of the Trustees of the Internal Improvement Fund on all railroad bonds under the act of January 6th, 1855, shall be signed by the Secretary only, and not by all of the Trustees as heretofore. Said certificate shall be in these words, to-wit: I,, Secretary of the Board of Trustees of the Internal Improvement Fund, acting under an order of said Board, dated the day of, 18.., do hereby certify on the part of said Trustees that the foregoing bond is issued agreeably to the provisions of an act of the General Assembly of the State of Florida, approved January 6th, 1855, creating the Internal Improvement Fund, and that the said Internal Improvement Fund is pledged to pay the interest on said bond as it may become due.

....., Secretary.

Resolved, That the foregoing resolution be communicated to the several railroad companies that they may prepare their bonds accordingly.

On adopting said resolutions, the vote was:

Yeas—Messrs. Austin, Walker and Papy—3.

Nays—None.

So the same were adopted.

On motion, the Board adjourned.

Thursday, 7th April, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

D. S. Walker, Salesman.

M. D. Papy, Attorney-General.

T. W. Brevard was made President pro tem.

The Board adjourned.

Tuesday, April 12th, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

On motion, C. H. Austin was appointed Secretary pro tem.

Judge Brevard offered the following resolution:

Resolved, That the 3d and 9th Sections of the Act entitled an "Act to Provide for and Encourage a Liberal System of Internal Improvement in this State" require that each of the Trustees shall sign the bonds, by such act provided to be by the Board of Trustees delivered to the railroad company named in the act, and that the resolution passed at a session of this Board held on the 16th of March, 1859, directing that the Secretary of this Board shall sign the bonds in place of the Trustees being contrary to the provisions of the law ought to be and the same is hereby rescinded.

The foregoing was adopted, the vote being:

Ayes—Messrs. Brevard and Perry.

Nays—C. H. Austin.

On motion, the resignation of M. D. Papy as Secretary of this Board was accepted.

On motion, the Board adjourned.

M. S. PERRY, President.

Attest—C. H. AUSTIN, Secretary pro tem.

Wednesday, April 13th, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

On motion, C. H. Austin was appointed Secretary pro tem.

Mr. Austin nominated F. L. Villepigue for Secretary of this Board, vice Papy, resigned.

The vote was for Villepigue: Messrs. Perry, Brevard and Austin—3.

Mr. Villepigue was declared duly elected.

The following resolution was offered:

Resolved, That the following parcels of the Swamp Lands, viz: In Township S, Range 24, South and East, S $\frac{1}{2}$, SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ of NW $\frac{1}{4}$ and S $\frac{1}{2}$ of SE $\frac{1}{4}$ and S $\frac{1}{2}$ of SW $\frac{1}{4}$, Section 27.

NE $\frac{1}{4}$ of NE $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ and W $\frac{1}{2}$, Section 34.

E $\frac{1}{2}$ and E $\frac{1}{4}$ of NW $\frac{1}{4}$ and E $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 33.

SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and SW $\frac{1}{4}$, Section 22.

S $\frac{1}{2}$ of NE $\frac{1}{4}$ and S $\frac{1}{2}$ of NW $\frac{1}{4}$ and SE $\frac{1}{4}$, Section 21.

SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 20.

W $\frac{1}{2}$ of NW $\frac{1}{4}$ and SW $\frac{1}{4}$, Section 36.

W $\frac{1}{2}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$, Section 26.

E $\frac{1}{2}$ of NW $\frac{1}{4}$, and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of SE $\frac{1}{4}$ and NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 35.

In Township 9, Range 24, South and East. SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and E $\frac{1}{2}$ of SW $\frac{1}{4}$ and W $\frac{1}{2}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2.

NE $\frac{1}{2}$ of NE $\frac{1}{4}$, Section 3.

Lots 1, 8 and 9, Section 11.

W $\frac{1}{2}$ of NW $\frac{1}{4}$ and W $\frac{1}{2}$ of SW $\frac{1}{4}$, Section 12.

NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 13.

Be and the same are hereby withdrawn from sale until the 1st day of February, 1863, and that Messrs. John A. Summerlin, Nathan Norton and A. I. Philips, be and are hereby authorized to have possession of said lands for the period specified for the purpose of draining the same, the said parties, John A. Summerlin, Nathan Norton and A. I. Philips, agreeing on their part to purchase said lands at the expiration of said period at the present price, provided they can succeed in draining the same.

The vote on adoption was:

Ayes—Messrs. Perry, Brevard and Austin—3.

On motion, the Board adjourned.

M. S. PERRY, Prest.

Attest:

F. L. VILLEPIGUE,

Secy. Board Trus. In. Im. Fund.

Monday, April 18th, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

D. S. Walker, Register.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Application was made by the F. A. & G. C. Railroad Company for the appointment of engineer to ex-

amine and inspect the grading, etc., of said road from the twenty mile station from Jacksonville.

Mr. Walker moved that E. L. Herriott be and he is hereby designated as engineer to examine and inspect said railroad, or so much as may be offered for inspection and report how much is continuously graded from the twenty mile station from Jacksonville, in the direction of Alligator, and whether the crossties have been furnished in accordance with the requirements and specifications of the Internal Improvement Law of this State, and the modifications thereto, and also report whether the iron has been laid on said road in accordance with said law, from the 11½ mile point to the 20 mile point.

Motion adopted, the vote being:

Ayes—Messrs. Perry, Walker, Brevard, Papy and Austin—5.

Application being made for the same purpose by the Florida Railroad, Mr. Walker moved that E. L. Herriott be and is hereby designated as engineer to examine and report whether the Florida Railroad has been continuously graded and the crossties furnished along said Florida Railroad in accordance with requirements, specifications and provisions of the Internal Improvement Law and the modifications thereto from the ninety-seven and a half mile point, to the one hundred and twenty mile station on said road from Fernandina, in the direction to Cedar Keys. Motion adopted.

The vote being:

Ayes—Messrs. Walker, Papy, Austin and Brevard—4.

Nays—M. S. Perry—1.

A communication from J. P. Sanderson, relative to signing bonds of F. A. & G. C. Railroad Company, was received and read.

Mr. Walker presented a letter from Richard F. Floyd relative to lands granted to the St. Johns Railroad.

Mr. Papy moved that the Trustees recognize as valid the grant of land made by virtue of the 13th Section of the Act to incorporate the St. Johns Railroad, the said grant being made by virtue of the power preserved in the Internal Improvement Law. Adopted unanimously. Ordered that the Secretary communicate said motion to Richard F. Floyd.

A letter from Messrs. Gist & Elder asking to be permitted to drain Alligator lake and enter the lands so drained at a reduced price was read. Ordered that the Secretary answer said letter requiring some more definite proposition.

Mr. Walker offered the following resolutions:

Resolved 1st, That a majority of all the Trustees of the Internal Improvement Fund under the Act of Jany. 6, 1855, lawfully have power by their concurrent votes and action to do every act and perform every duty which the Trustees are required or empowered to do and perform by said act, including the power to give the certificate specified in the 3rd Section and referred to in the 9th Section.

Resolved 2nd, That a legal most convenient and practicable way for the Trustees to give the certificate specified in the 3rd Section is for them to do so through their Secretary or other officer whose certificate made by them as their officer on their part and behalf in their name and under the recorded order and concurrent votes of at least a majority of all of them thereby becomes the certificate not of any one Trustee but of the whole body of Trustees and equally as binding on the body as if each one of them had given his individual signature.

Resolved 3rd, Therefore that in future the certificate on the part of the Trustees of the Internal Im-

provement Fund on all railroad bonds under the Act of Jany. 6, 1855, shall be signed by the Trustees through their Secretary, for them all jointly as a body and not by each individual separately, and the form of said certificate shall be as follows to wit:

I,, Secretary of the Board of Trustees of the Internal Improvement Fund acting under an order of said Board passed the.....day of..... 18...., do hereby certify on the part of said Trustees that the foregoing bond is issued agreeably to the provisions of an act of the General Assembly of the State of Florida, approved January 6th, 1855, creating the Internal Improvement Fund and that the said Internal Improvement Fund is pledged to pay the interest on said bond as it may fall due.

....., Secretary.

Mr. Austin moved that said resolutions and the points therein made, be referred for the legal opinion of some eminent lawyer outside of the State to be designated by the Board of Trustees and that such lawyer be requested to advise the Trustees whether in his opinion the said resolutions may be adopted by the Trustees in accordance with the provisions of the Act approved January 6th, 1855, creating this Board

The motion was adopted.

The vote being:

Ayes—Messrs. Perry, Walker, Austin and Brevard—4.

Papy excused from voting.

Hon. Wm. Law, of Savannah, was designated by the Board and the Secretary ordered to communicate the foregoing to him and request an early answer.

On motion, the Board adjourned.

M. S. PERRY.

Attest:

F. L. VILLEPIGUE,
Secy. In. Im. Fund.

Monday, April 25th, 1859.

The Board met.

Present: M. S. Perry, Governor.
D. S. Walker, Register.
M. D. Papy, Attorney-General.
C. H. Austin, Treasurer.
T. W. Brevard, Comptroller.

A communication from M. A. Williams relative to swamp lands was received and read and the Secretary ordered to answer it, asking more definite proposition.

Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. Board Trus. In. Im. Fund.

Tuesday, April 26th, 1859.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
M. D. Papy, Attorney-General.
D. S. Walker, Register.

Twenty miles of the Florida Atlantic and Gulf Central Railroad having been heretofore certified to been graded and the crossties furnished according to the requirements of the law and the specifications thereto, and the said company having heretofore obtained the guarantee of interest on bonds for only eleven and a half miles of said twenty miles, "The said company does now apply for the guarantee of interest on their bonds for the remaining eight and a half miles." Geo. L. Bryant presented the affidavit of the

President and of four Directors of the company, that the necessary quantity and quality of iron for said eight and a half miles is within the State, weighing fifty-five pounds to the yard.

The said Bryant presented the bond of J. P. Sanderson, A. A. Canova and L. E. Buckman in the sum of ten thousand dollars, conditioned to lay said iron on eleven and a half miles within six months, which bond is accepted to lay said iron on eight and a half miles.

On motion, ordered that the Trustees will guarantee the interest on the bonds of said company for eight and a half miles at seven thousand three hundred and thirty-three dollars per mile, making in all sixty-two thousand three hundred and thirty dollars, and that the Treasurer deliver the same to said company, or their agent, when the guarantee is signed.

On adopting said resolution, the vote was:

Yeas—Governor Perry, Walker, Brevard, Austin and Papy.

And so the resolution was adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Friday, May 6, 1859.

The Board met.

Present: D. S. Walker, Register.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

Ordered that a meeting of the Board be held on

the first day of June proximo, and that all the members be notified of the same.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. Board T. In. Im. Fund.

Friday, May 20th, 1859.

The Board met.

Present: T. W. Brevard.

C. H. Austin.

M. D. Papy.

T. W. Brevard acting as President pro tem.

Application was made by J. P. Sanderson for the F., A. & Gulf Central Railroad Company to use upon their road iron rail weighing 52 lbs. to the lineal yard, which was granted by unanimous vote.

The report of E. L. Herriott, appointed to inspect the F., A. & G. C. R. R., was received, read and accepted.

The affidavit of the President and Directors, heretofore filed, upon which the interest on bonds for 8½ miles was directed to be guaranteed by the Trust Fund, by order of 26th April last, covering three miles additional of iron rails as within the jurisdiction of the State, but for which the certificate of guarantee was not then signed, because the road bed had not then been reported on.

Said portion of road bed being now reported on from the first section of twenty miles, to the end of said road, it is, on motion, ordered that the Trustees will sign the guarantee of interest for the said three miles, at the rate of \$7,333 per mile, in addition to the twenty miles for which the certificate has been al-

ready signed, and that the Treasurer deliver said bonds when signed to the agent of said company.

Adopted, the vote being:

Ayes—Messrs. Brevard, Austin and Papy—3.

The President and four Directors having now filed their affidavit that the necessary quantity and quality of iron weighing 52 lbs. per yard for 12 miles and 1781 feet in addition from the 23 mile point from Jacksonville, and the bond to lay the iron on said 12 miles and 1781 feet in the time prescribed by law, having been presented and accepted, it is ordered that the Trustees will guarantee the certificate of interests on the bonds of said company at \$6,933 per mile for 12 miles and 1781 feet from the 23d mile point from Jacksonville, and that the Treasurer deliver the same to the agent of said company.

The Engineer, E. L. Herriott, having certified that $11\frac{1}{2}$ miles of the iron from the first $11\frac{1}{2}$ miles, reaching to the 23 mile point from Jacksonville has been laid, and also that the fifth of a mile of siding and Y track has been laid in addition, it is ordered that the Trustees will sign certificate of interest on Equipment Bonds of said company at \$2,000 per mile for said $11\frac{1}{2}$ of a mile, and for said fifth of a mile for siding and Y track.

Adopted, the vote being:

Yeas—Messrs. Brevard, Papy and Austin—3.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

June 1st, 1859.

The Board met.

Present: His Excellency M. S. Perry.
 T. W. Brevard, Comptroller.
 D. S. Walker, Register.
 C. H. Austin, Treasurer.
 M. D. Papy, Attorney-General.

A communication from Silas L. Niblack was received and read.

Ordered to be answered by the Secretary, informing him of a prior application for the lands in said section by Messrs. Gist & Elder, which being before the Board, they were not prepared to act at present upon the proposition made by him.

The opinion of Judge Law upon the resolutions offered by D. S. Walker at the meeting of this Board on the 18th of April last was received and read, and the Secretary ordered to communicate with him, requesting his bill for services rendered to the Board.

The resolutions offered by Mr. Walker on the 18th of April was taken up for consideration.

Mr. Walker, upon permission being granted, withdrew the 2d and 3d of said resolutions.

So the first resolution was, upon motion, adopted, the vote being:

Ayes—Messrs. Brevard, Austin, Papy and Walker—4.

Nays—Governor Perry—1.

Governor Perry then submitted in writing the following communication, which was read and ordered to be spread upon the minutes of the Board:

Gentlemen of the Board of Internal Improvement—Having determined that it is my duty to withhold my signature from the bonds of the Florida Railroad, which a majority of the Board has decided

should be signed by the Trustees, I deem it respectful to you to state my reasons for my refusal to coincide in your action and to (give) a written statement of my reasons to avoid any misconception of my official conduct, such as has been entertained by some not members of the Board, upon a misunderstanding of the facts connected with the special transactions of this body.

It may by some of your body and by many of the citizens of the State be thought that I should give to the bonds my signature, seeing that high legal authorities have determined that a majority of your body has the power to decide when the bonds of the Railroad Companies should be signed as provided by law, and that the Trustees having determined that the Florida Railroad Company is entitled to the guaranty of the Trustees on the bonds by that company lately presented for such guaranty, that I like any other member of the Board, am bound to acquiesce in such determination, although I may remain of the opinion that the public interest will suffer by my compliance and that such Railroad Company is not legally, or equitably entitled to receive the guaranty, could I assent to such a view of the duties imposed on me by the Constitution and Laws it would relieve me of an unpleasant duty and serve no doubt to harmonize conflicting interest and opinions that at present are greatly disturbed and obtain for myself a peace and quiet. I may greatly desire and would much enjoy, did I think it properly acquired. But deeming my duty to be other than what those for whose opinions I have great respect have considered it to be, I cannot acquiesce in the views taken of it or adopt the course indicated or expected, however, I may be made the sufferer by my refusal, or what may be the injury to persons who it is said will be affected by such refusal, I may and shall regret that any one should lose by my official acts but such consequences cannot be

permitted to sway my judgment in matters confided to my decision any more than should the hardships of a legal decision turn a judge from pronouncing a judgment which he believes it his duty to render.

In my annual message to the General Assembly, I took occasion to call their attention to what I believed were improper and illegal acts on the part of the Florida Railroad Company, which in my opinion required Legislative action to redress. This I did, acting under that clause of the Constitution which requires the Executive, "from time to time, to give to the General Assembly information of the state of the Government and recommend to their consideration such measures as he may deem expedient. The General Assembly appointed a Joint Committee of both Houses to investigate the matter so brought by me to their attention." The Committee took evidence and made sundry reports neither of which was signed by a majority, as a part however of that report signed by the largest number. A resolution was presented which was intended to express the judgment of those signing the report, which was as follows:

Resolved, By the Senate and House of Representatives of the State of Florida, in General Assembly convened, That the Trustees of the Internal Improvement Fund, be and they are hereby requested to guaranty the interest upon the bonds of the several Railroad Companies of this State who have accepted the Act approved January 6th, 1855, the Florida Railroad Company included, etc.

In the Senate the vote on concurring in this resolution stood as follows:

Yeas—9.

Nays—6.

In the House on the motion to lay the resolution on the table the vote was:

Yeas—24.

Nays—13.

So the resolution was laid upon the table. This action can only be considered as a refusal on the part of the Legislature to agree to the affirmative action of those who signed the majority report, and so considered the Legislature refused to order the Trustees to continue to endorse the bonds of the Florida Railroad. There is no direction from the General Assembly addressed to us on the subject, had the joint resolution passed both Houses, I would have given my assent out of a disposition to conform to the action of the Legislature in matters of public policy. It has been urged upon me by the press and by individuals, that inasmuch as I have performed my duty by bringing the subject to the notice of the General Assembly, and that their action having been equivalent to a refusal to legislate so as to remedy what I had declared in my opinion were abuses of the law and injuries to the public interest, I had performed my whole duty and might properly acquiesce in what my judgment deemed an abuse of the law, sheltering myself from further censure by alleging a failure on the part of the Legislature to co-operate with me in measures of redress. It has also been in like manner urged that the judgment of a majority of the joint committee was that the abuses by me alleged to have been committed by the Florida Railroad had no existence in fact or in law, and that such judgment was conclusive and should be satisfactory to me.

To all of these reasonings I am unable to yield my assent. I am still satisfied that the facts communicated to the General Assembly did exist, and that the view which I took of the law was correct. Nor do I admit that the failure on the part of the General As-

sembly to aid me in redressing what I believe injurious to the public interest absolves me from my sworn obligations to obey that part of the Constitution wherein I am charged to take care that the laws be faithfully executed.

I do not impeach the judgment of the General Assembly. They are independent of my control, except in so far as I may negative their action. I do not pretend to investigate the reasons which led the Legislature to omit any action pro or con on my recommendation. I had no power to be present and take part in their examination of the evidence touching the matter inquired into by the committee, and consequently I could neither examine to see whether all the evidence was obtained which was pertinent to the investigation, or whether matters were allowed having no relevancy to the question to be solved.

The Constitution provides that the power of the government of the State of Florida shall be divided into three distinct departments, and each of these confided to a separate body of magistracy, to-wit: Those which are Legislative to one, those which are Executive to another, and those which are Judicial to another. No person or collection of persons being one of those departments shall exercise any power properly belonging to either of the others, except in instances expressly provided in this Constitution. Art. 2, Constitution.

In obedience to this plain mandate it is that I determine to act as my own judgment and convictions lead me to believe to be my duty, and not to exercise my office in conformity to the opinions of the Legislative branch of the government, when my mind does not agree therewith: to do which would destroy what the Constitution created and requires to be preserved, the independence of the Executive and Legislative powers.

When I was chosen to fill the Executive office it was expected that the State should have my judgment, as the rule of my official actions, and however feeble it may be the voice of the people has decided that it shall determine whatever requires the Executive approval.

Being thus by the Constitution made independent of the influence of Legislative opinion, the same reason operating with greater force, I am not bound to abate my official duties because of a decision made by the subordinate officers of the Executive Department of the Government, when acting under law regulating Internal Improvements, and sitting as ex-officio Trustees of the Internal Improvement Fund. I may and do respect your persons and your opinions, but there is no law which will permit me to disobey that part of the Constitution which requires me to take care that the laws be faithfully executed because you may decide (however your powers of mind may be superior to mine) that there has been (no) violation of law, when I am of the opinion there have been many serious infractions of the law, greatly to the detriment of the public. The action of the people who placed me here may have set up a weak judgment to control a more weighty and more powerful, yet under the Constitution I am bound to exercise my own judgment and not that of others.

Inasmuch as by the Constitution I am bound to see that the law be faithfully executed, I am forbid to do any act which would tend to aid in what my judgment convinces me would be a violation of the law and of public rights.

The law which requires me to act as a member of the Board of Internal Improvement does not by any fair construction alter my duty in this respect. Had the power been expressly given by law to a majority of the Board of Trustees to determine when the law

had or had not been faithfully executed, instead of such power being made to rest on inference, such law would have been a nullity, because it would have been a violation of the Constitution inasmuch as it would seek to take away from the Governor the right to determine in the first instance whether the law has or has not been violated. In doing this the Executive must construe the law. He may ask the advice of the Attorney-General but is not bound by his opinion and may require that officer to act contrary to his own judgment; and such construction of law made by the Governor is subject to no control, but that of the judiciary to whom is confided the power of finally settling what the law is. To this power I am subject in respect to what the law is, it being the province of the judiciary to construe the law. But it is my province to cause such action to be taken as will procure the judicial decision of law, when in my opinion the laws have been or are about to be violated and there is no special provisions made for their faithful execution. In such event I, as Governor, must refuse to participate in an act required of me by any authority in the State which I believe would tend to public injury and violate the spirit and reason of the law, and by means of such refusal or by direct action (if need be) obtain the judicial aid to prevent the evil (if evil there is), or under the sanction of a judgment of the courts surrender my opinions and conform my action to such which alone would warrant me in so doing, you will perceive then, gentlemen, that holding the views I have expressed, I do not feel that when I am here doing a duty which by law is added to my other duties as Governor of the State, I am deprived of any of the Constitutional attributes of my office or exempt from any of its responsibilities.

The duty I here perform I do as a part of my office as Governor of the State, and all my actions under the law are done as Governor and subject above

all to be regulated by the Constitution and my oath of office; and that I cannot waive what I believe my duty requires me to demand, although a majority of the Board may be of an opinion on the law and facts contrary to what I have arrived at after mature deliberation. I may be in error, and when it is considered that many able minds differ from mine, it would seem to others probable that I do err, yet I am firmly convinced of the correctness of my judgment, and whilst I repeat that I act on my own judgment I am not unmindful that a large number of the Senators and Representatives coincided with me in opinion, and that a respectable share of the intelligence and legal talent of the State deem my opinions as to the Florida Railroad sustained by the law and the facts, but these coincidences of opinion can but give me confidence in my judgment. They do not form the basis of it.

Having stated the reasons why I shall continue to withhold my signature from the bonds of the Florida Railroad, you have decided by a majority vote to sign and pledge the Internal Improvement Fund to pay the interest upon, I deem it further to be my duty to lay before you such other and further facts as influence my judgment and which I believe to be entitled to weight and consideration on your parts, all of which I request you in your official capacities to investigate, deeming that the public interests demands such investigation, and that if the facts be as I shall state them on the evidence before me it is incumbent on you as members of the Board and on me as Governor of the State, not only (to) decline giving further aid to the Florida Railroad Company, but to take efficient measures to guard the Internal Improvement Fund against the injury which the facts I shall adduce would seem to indicate as having been already inflicted.

Before proceeding to state the matters alluded (to) I will premise by saying that I am not insensible to

the appeals which have been made through the public press and in the Legislative Halls against any action on the part of the officers of the State, or of individuals, which may discredit any of our public works. I agree that our State needs railroads, and that all who seek to provide them should be encouraged and not hindered by vexatious proceedings on the part of the State, or its officers.

I have ever been an active advocate and an ardent friend of judicially planned and honestly managed public works, regarding them indispensable to the development of the resources of our State and highly promotive of the success and prosperity of her citizens. But whilst the Constitution provides the encouragement of a liberal system of Internal Improvements and the public wants, demand that this provision of the Constitution should be faithfully executed, I deem that in our anxiety to fulfil the duty we owe to the State so imposed by the Constitution and laws we should not perform it at the sacrifice of other equally important and essential obligations. We need railroads, and in my judgment, with the material aid so liberally bestowed by the State and Federal Governments, we have the ability to construct all that our wants demand, and that too without inflicting injury upon the Internal Improvement Fund or wounding the credit of the State, which has scarcely recovered from the improvident acts of the Territorial Government.

Railroads are useful but State credit is a pearl above all price. It is easily tarnished, and to be kept without blemish should be carefully guarded. When therefore, a magistrate charged to protect the public interest, or any Legislature or officer of the State, or private citizen, calls public notice to acts of any Railroad Company which are calculated to damage the State or seriously to affect the fund provided to aid in the construction of our public works, inquiry should

not be diverted or investigation smothered by the fear of doing harm to other railroad enterprises. It is only the guilty that need fear inquiry, and it is the interest of all laudable and honest enterprises that improver practice should be suppressed, whilst our laws have encouraged the formatoin of companies to build the lines of road in the law provided for by liberal donation of lands and pecuniary aid, it certainly never was designated for persons to assume the execution of these works on fictitious capital and without actual means of their own. The aid of the State given in land and by guarantee of money to pay interest presupposed that the capital stock of the several Railroad Companies would be subscribed and paid in and that such actual capital would (construct) road bed and superstructure at least when it was provided that the money paid out of the Internal Improvement Fund for interest on the bonds should be replaced by stock in the roads, it was expected that those who had subscribed for stock in the roads would pay for it, and that being done would be of some value. In cases of the Tallahassee, Pensacola & Georgia and Atlantic & Gulf Central Railroads, this expectation has been realized and any stock which the Trustees may obtain in these roads will place the fund on an equal footing with other stock holders for the stock subscribed and taken by these companies has been paid in and appropriated to the grading and superstructure of their roads.

Having thus premised these remarks, I now call attention to the bonds issued before the company had any title to the lands granted, and to which they might never have any title, they only become entitled to the land when the road is built. Here then we see that although we get stock in the road for the money we pay for interest we not only have an amount issued to us inadequate to the sum paid, but it is likely to prove valueless from the fact that instead of the

road starting in debt only for the iron and equipments, and with the sales of the land to look to as a fund, together with the earnings of the road to meet the iron bonds, it starts with a large debt on which it must pay interest out of the earnings, and that the sales of the lands will be absorbed in paying the land bonds.

This scheme is not a novel contrivance. It was invented in Wall street and in the palors of Western railroads, and was well planned whereby certain shrewd individuals, under the specious guise of great public spirit, undertook to make public improvements, and with but little capital or credit took millions of stock in railroads, got control of large land grants, subsidized the public press and swayed public men from their duty that they might build up enormous fortunes out of the public property. When Congress and the State passed laws to aid the construction of railroads in this State, it was not intended that men should seize hold of the stock in the roads to enrich themselves at the public expense. The State not being able to build the roads alone, invited her citizens to subscribe the stock and build the roads, offering the lands and the guaranty of interest as a bonus to induce them to invest their capital—not to make feigned subscriptions which they have neither the will nor the ability to pay in with a view to taxing the public fund with the entire cost of their roads. It was solid capital alone wanted, and a liberal bonus was offered for it. It was not held out as a premium to invite men to take our bonds and credit to coin money for themselves, but to inspire our citizens with a spirit of enterprise and enable them to make such improvements as the wants of the country demanded. It becomes our duty, if we have the power, to keep the credit of the State from being injured by the perpetuation of such schemes which cannot fail to result in loss to all of course, chiefly to others than

the projectors. I am of the opinion, gentlemen, that we should demand of the Florida Railroad Company to put the stock held by the Trustees upon an equal footing with that owned by themselves, for I cannot think that it was intended by the Legislature, in providing that we should receive certificates of stock for interest paid, that the stock thus acquired should be placed below that held by individual members of the company who have paid in not more than $12\frac{1}{2}$ per cent. upon the stock subscribed.

This Board has no means of information with respect to the condition and management of the Florida Railroad Company, other than what is to be found in the documents printed by the last General Assembly. How much stock has been paid in cash, by whom paid, what are its debts, and what are its resources, we have no information other than that above referred to, and yet we represent as Trustees a sum of seventy-five thousand seven hundred and seventy-five dollars (\$75,775), acquired by the payment of that sum of interest on the guaranteed bonds of the company.

The only definite information we have is that found in the Journals of the General Assembly, from which I extract the following official statement of the Hon. Geo. W. Call, Secretary and Treasurer of the company, viz:

The estimate cost of the Fla. R. R. is \$3,500,000. The sum includes all expenditures and provides a fully equipped road with depots, station houses, wharves and everything necessary to a full business. To pay this the company have of Internal

Improvement Bonds.....	\$ 1,655,000
Of land well secured and which are paid to contractors at par.....	1,500,000
Leaving to be paid on the stock.....	345,000
The stock is fixed for the present.....	3,000,000
Should the whole be taken on assessment of 12 per cent. would produce.....	360,000

Or more than the amount required, but the whole stock as yet taken is only a little over (\$1,000,000) one million dollars, the present assessment on which (12 per cent.) would produce.....	120,000
And should no more be taken a further assessment of 12½ per cent. will be required to produce.....	225,000
To make up the deficiency of.....	345,000

Making the total payment on the stock in any event only 34½ per cent., or \$34.50 on every \$100 subscribed.

From this official statement of the company it is apparent that the highest sum they expect to pay upon their shares of stock is \$34. Whereas for every share of stock certified (by) then to the Trustees we pay \$100, hence the results that in declaring dividends from the income of the road an individual stock holder will receive as much for \$34 as the Fund will for \$100 invested. This I think to be violative of the spirit of the law, and certainly it is unjust and inequitable. It seems to me that it is our duty as Trustees of the Internal Improvement Fund, holding a large amount of stock, to demand an insight into the proceedings of this company. Other railroads make no secret of their affairs, and have published the usual statement of their business, showing their cost, receipts and payments.

In conclusion, I have to say that this statement of my position touching the Florida Railroad Company is made from no unfriendly feeling towards the enterprise, nor from any disposition to respond to the numerous unkind and unmanly assaults made upon me through the newspapers. It simply presents a candid statement of my convictions, which form the basis of my action in the premises. I may be in error, yet I do not think so, but in this, as in all other mat-

ters of a similar character, I will stand ready to abide a judicial investigation of my official conduct, and if pronounced by competent judicial authority to be wrong will readily yield my judgment to that authority.

Very respectfully,

M. S. PERRY.

Mr. Austin offered the following:

Resolved, That the Board of Trustees of the Internal Improvement Fund, as stockholders, have a right to be informed as to the affairs of the Florida Railroad Company, and that said company furnish the Board with all the facts relative to the statement in the communication of Governor Perry as to the condition of said company, and that said company give notice to the Board when the next meeting of stockholders will be held, that the Board may be represented thereat.

The resolution was unanimously adopted, and the Secretary ordered to communicate the same to the F. R. R. Company.

A communication from Thos. F. McCall, applying for permission to enter certain Internal Improvement lands along the Georgia line, was read.

The Secretary was ordered to answer said letter, informing him that said lands were withdrawn and not subject to entry.

The report of E. L. Herriott, appointed by the Board to inspect the F. R. R. from the 97½ mile point from Fernandina, in the direction of Cedar Key, was received and read. Said report says that the road has been continuously graded and the cross-ties laid along said road for twenty (20) miles from the ninety-seven and a half (97½) mile point to the one hundred and seventeen and a half (117½) mile point from Fernandina, in the direction of Cedar Keys, in accordance with the Internal Improvement Act, approved

January 6th, 1855, and the modifications thereof, and that the superstructure of wood and iron has been laid on said road to the (108) one hundred and eight mile point, in the manner prescribed by law.

Application was made by A. H. Cole, Director of the Florida Railroad Company, for Equipment Bonds for said road from the eighty (80) mile point to the one hundred and eight mile point from Fernandina, in the direction of Cedar Key.

It was moved that the Trustees of the Internal Improvement Fund will guarantee the interest on the Equipment Bonds of said company for twenty-eight (28) miles from the 80 mile point to the one hundred and eight (108) mile point, the superstructure wood and iron having been laid, as required by law, up to said 108 mile point.

The motion was adopted.

The vote was:

Yeas—Messrs. Austin, Walker, Papy and Brevard—4.

Nays—Governor Perry—1.

Ordered that the Treasurer deliver to the agent of said company 56 bonds of one thousand dollars each, when signed by the Trustees, or a majority of the same, it being the action of the Board under the resolution adopted at this meeting.

The engineer appointed to inspect the Florida Railroad having reported that said road was continuously graded and crosstied as required by law, the certificate of the President and four Directors of the Florida Railroad that the necessary quantity of iron, weighing fifty-eight and a half pounds per lineal yard, to lay twenty miles of said road from the 97½ mile point was within the jurisdiction of the State, to be paid for with said bonds on the proceeds thereof, and the bond required by law, conditioned to lay said iron

on said section of twenty miles within six months from the 1st day of June, A. D. 1859, having been received and filed, it was moved that the Trustees of the Internal Improvement Fund will guarantee the interest on the bonds of said company for twenty miles of said road from the 97½ to the 117½ mile point, at the rate of \$7,800 per mile, making \$156,000.

Motion adopted, the vote being:

Yeas—Messrs. Papy, Brevard, Walker and Austin—4.

Nays—Governor Perry—1.

Ordered that the Treasurer deliver said bonds to the agent of said company, when signed by the Trustees, or a majority of them,

Mr. Papy moved that the several companies be required to make their semi-annual reports of receipts and expenditures, according to the form adopted by the F., A. & G. C. R. R. Company.

Adopted unanimously.

Ordered that the Treasurer provide for the payment of interest due the 1st of July next on bonds guaranteed by the Fund.

F. L. VILLEPIGUE,

Secy. of B. T. In. Im' Fund.

Tallahassee, June 15th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

D. S. Walker, Register.

Judge Brevard acting as President pro tem.

Mr. Austin presented a communication from the Treasurer of the G. & P. R. R. Company, informing

him that the coupons on the guaranteed bonds of said company due in July proximo amount to \$8,190.

Whereupon he offered the following resolution, viz:

Resolved, That the Salesman be authorized to raise such amount of funds (as may be necessary to assist the payment of the interest on such railroad bonds as this Board may authorize to be paid) out of the land notes in his hand as are due or past due.

Adopted, the vote being:

Yeas—Messrs. Brevard, Austin, Papy and Walker—4.

Nays—None.

The Salesman was requested to inform the Board the amount due to Randolph and Wells, as agents for selecting swamp and overflowed lands.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, August 30th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller and President Pro Tem.

D. S. Walker, Register.

M. D. Papy, Attorney-General.

Several communications from Messrs. S. L. Niblack, Gist & Elder, applying to enter the lands in and around Alligator Lake; also application from the Pensacola & Geo. R. R. Co., to change the grade on their road from Tallahassee to Quincy from 45 to 60 feet per mile, all of which was laid over for future action.

Mr. Papy moved that the Treasurer of the In. Im. Fund pay the interest becoming due on the 1st of September next on such railroad bonds, the interest of which has been guaranteed by this Board. Unanimously adopted.

Mr. Walker offered the following preamble and resolutions:

Whereas, The General Assembly of the State of Florida by the 1st section an Act approved January 6th, 1855, enacted that all the swamp land or lands subject to overflow granted to the State by an Act of Congress approved September 28, 1850, together with all the proceeds that have accrued or may hereafter accrue to the State from the sale of said lands, are hereby set apart and declared a distinct and separate fund to be called the Internal Improvement Fund of the State of Florida; and

Whereas, By the 2nd section of said Act said lands, and all the proceeds arising from the sale thereof, after paying the necessary expenses of selection, management and sale, are hereby irrevocably vested in five Trustees to wit: The Governor of this State, the Comptroller of Public Accounts, the State Treasurer, the Attorney-General and the Register of State Lands, and their successors in office. To hold the same in trust for the uses and purposes hereinafter provided, with power to sell and transfer said land to the purchasers and receive payments for the same, etc.; and

Whereas, The said General Assembly of the State of Florida by the first and only section of another Act, approved May 13, 1855, enacted, That whenever it may appear that any of the swamp lands granted by the United States to this State by Act of Congress, approved 28th September, 1850, entitled an "Act to enable the State of Arkansas and other States to reclaim the swamp lands within their lim-

its," have been sold or located since the passage of said Act. That the Trustees of the Internal Improvement Fund are hereby authorized and empowered to surrender to the United States the right, title and claim of the State to said lands, and to receive from the United States in lieu thereof such reclamation as may be due; and

Whereas, It appears that the United States, since said 28th September, 1850, have sold or located a large quantity of said lands; Be it therefore,

Resolved, By said Trustees of said Internal Improvement Fund for the State of Florida, that the Commissioner of General Land Office be informed by the Secretary of this Board that this Board is in immediate and pressing need of the money which the U. S. have received from the sale of said lands, and is therefore willing and anxious to surrender to the United States the right, title and claim of the State of Florida and of this Board to said land on receiving from the U. S. in lieu thereof such reclamation as may be due.

Resolved, Also that the Secretary request said Commissioner to advise this Board without delay as to the time when the U. S. will be ready to pay over said proceeds, and also as to whether anything remains to be done by the United States, or by this Board, to entitle them to said proceeds, and as to the form in which the U. S. desires said surrender to be made, and generally in regard to whatever is or may be proper to be done in order to enable this Board to recover said proceeds.

Resolutions adopted.

Yeas—Messrs. Brevard, Fapy and Walker—3.

Ordered that the Secretary of the Board com-

municate the same to the Governor of the State to the Commissioner of the General Land Office.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, August 30th, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

D. S. Walker, Register.

The following resolution was read and adopted:

Resolved, That the Pensacola and Georgia Railroad Company are hereby authorized to adopt on their line of road from Tallahassee to Quincy, a grade of 60 feet per mile, and also curves of five degrees of curvature instead of the grade and degrees of curvature provided for by the ninth specification of Section 6th, of the "Act to provide for and encourage a liberal system of Internal Improvements in this State," approved January 6th, 1855.

On adopting the said resolution the vote was:

Ayes—Messrs. Perry, Walker, Brevard—3.

Nays—0.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, August 31st, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

D. S. Walker, Register.

The applications to enter lands and proposals to drain Alligator Lake, from Messrs Niblack, Gist & Elder, were read and rejected. Ordered that the Secretary inform them of the same, and that the lands will be reserved from sale for thirty days, after which time they may be entered at the prices now fixed.

The Florida Peninsular Railroad Company, through their President, S. H. Owens, filed notice of their acceptance of the provisions of the "Act to provide for and encourage a liberal system of Internal Improvements in this State," approved January 6th, 1855, embracing that portion of the line of the route which lies between some point on the Florida Railroad and the waters of Tampa Bay, ordered to be filed.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, September 7th, 1859.

The Board met.

Present: M. S. Perry, Governor.

C. H. Austin, Treasurer.

D. S. Walker, Register.

Application was made by the F. A. & G. C. Railroad Co. for the appointment of a Civil Engineer to examine and report upon so much of said road as is entitled to receive equipment bonds.

On motion of Mr. Walker, Mr. J. C. Gregg was appointed by the Board. Ordered that the Secretary communicate the same.

A letter from L. W. DuBois requesting, for work therein specified, compensation, was read. The Secretary ordered to answer the same, and inform him that the roads for which the work was done are the proper parties to pay.

Semi-annual reports of the F. A. & G. C. R. R. and the P. & G. R. R., showing the gross receipts and net earnings for the six months ending July 1st, 1859, were read. The former was accepted and placed on file.

The latter ordered to be laid over for further consideration.

The Secretary was instructed to notify the Florida R. R. Co. that the Board as yet had not received their semi-annual report required by the 11th Section of the Internal Improvement Act, approved January 6th, 1855, and request that said report be made in full.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secretary.

Tallahassee, October 20th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

D. S. Walker, Register.

C. H. Austin, Treasurer.

The certificate of J. C. Gregg, Civil Engineer, appointed to inspect and report on how much of the F. A. & Gulf Central Road the iron was laid down in

accordance with the equipments of the Internal Improvement Act, was read and accepted. Said certificate sets forth that iron has been laid down, as required by law, on forty-six miles and 1411 feet of said road from Jacksonville, in the direction of Lake City, certificate of guarantee of interest on equipment bonds of said road for 23 miles having been already signed by the Trustees.

On motion, the Board of Trustees here order that certificate of guarantee of interest be signed and delivered for 23 additional miles, at the rate of \$2,000 per mile, making a total of \$46,000.

The vote on said motion was:

Yeas—Messrs. Brevard, Walker and Austin—3.

Nays—None.

The road bed of said company having been previously reported on and accepted, the certificate of the President and four Directors of said company setting forth that the necessary quantity and quality of iron for 12.558-1760 miles in addition to that which has heretofore been granted, was within the jurisdiction of the State, paid for, or to be paid with their bonds or the proceeds thereof, and a bond signed by J. P. Sanderson, Cyrus Bisbee and Geo. L. Bryant in the sum of twenty thousand dollars, conditioned to lay said iron on this section of 12.558-1760 miles, having been filed and accepted.

On motion, it was ordered that the Trustees will sign guarantee of interest to the bonds of the F., A. & G. C. R. R. Co. for the 12.558-1760 additional miles, at the following rates, viz: For 5 1391-1760 miles (the iron rail weighing 55 pounds per lineal yard), at \$7,333 $\frac{1}{2}$ per mile, and also for 6.927-1760 miles (the iron rail weighing 50 pounds per lineal yard), at \$6,666 $\frac{1}{2}$ per mile, amounting to the sum of \$85,973 60-100.

The vote on the above motion was:

Ayes—Messrs. Brevard, Walker and Austin—3.

Nays—None.

Ordered that the letter written to the Secretary of the Interior relative to the amount of reclamation money due the State of Florida for erroneous sales of swamp and overflowed lands in said State by the United States be recorded in the letter book of this Board by the Secretary.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, November 18th, 1859.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

D. S. Walker, Register.

Hon. D. S. Walker presented a communication of D. L. Yulee, President F. R. R. Company, with semi-annual reports of gross earnings and net receipts of said company from September 1st, 1858, to 28th February, 1859, and from 1st of March to 1st of September, 1859, and asking the Board to receive the guaranteed bonds of said company in payment of its dues to the Board.

The reports were laid over for further action, and in reply to the proposition to receive their bonds in payment, Mr. Walker offered the following resolutions:

Resolved, That the Secretary in answer to the letter of the President of the Florida R. R. Co., dated October 12, 1859. state to him that no one of the Trus-

tees knows anything of the "eight bonds due and undelivered," spoken of in his letter, that he is probably laboring under a mistake in regards to that matter.

2d, That the Trustees decline the proposition to receive what is due to them from said company in the guaranteed (bonds) of said company.

3, That the Trustees will need what is due from said company to pay their next March interest, and will thereforu expect said company, between this and 1st of March next, to pay in money all it owes, and also interest on the same from the time it fell due.

The resolutions were unanimously adopted.

Mr. Walker also offered resolutions in relation to contract of Randolph & Wells, which were laid over for some future occasion.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secretary of State.

Tallahassee, November 26th, 1859.

The Board met.

Present: T. W. Brevard, Comptroller.

C- H. Austin, Treasurer.

M. D. Papy, Attorney-General.

D. S. Walker, Register.

Application was made by the Florida R. R. Company for the appointment of an engineer to inspect their roads for an additional section of 10 or more miles, from the 117½ mile point from Fernandina.

On motion, the application was granted, and E. L. Herriot, Esq., designated as engineer.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. B. T. In. Im. Fund.

Tallahassee, December 9th, 1859.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
M. D. Papy, Attorney-General.
David S. Walker, Register.
C. H. Austin, Treasurer.

Mr. Austin offered the following resolution:

Resolved, That the Salesman be and is hereby authorized and required to demand and receive from Messrs. Wells & Randolph the book containing the lists and the maps and plats of their selection of swamp and overflowed lands, as fully set forth and contained in their contract made with the State in 1851, which was not seconded.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. B. T. In. Im. Fund.

Tallahassee, December 12th, 1859.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
D. S. Walker, Register.
M. D. Papy, Attorney-General.

Hon. Wm. A. Forward and W. D. Moseley, Commissioners St. Johns & Indian River Canal, made application for the lands and money to be granted in the 17th section of the Internal Improvement Law.

On motion, the Board adjourned until Tuesday 3 o'clock p. m.

F. L. VILLEPIGUE,
Secy. B. T. In. Im. Fund.

Tuesday, December 13th, 1859.

The Board met pursuant to adjournment.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
D. S. Walker, Register.
C. H. Austin, Treasurer.

The following preamble and resolutions were offered:

Whereas, The Commissioners of the St. Johns and Indian River Canal, under the resolution of their Board of Trustees passed the 16th September, 1858, have selected the lands granted in the 17th Section of the Internal Improvement Law; Therefore,

Resolved, That the Trustees of the Internal Improvement Fund do confirm and will convey to the Commissioners of said Canal the lands selected by or-

der of said Commissioners, according to said selection, to the extent of four thousand acres per mile, making in all fifty-two thousand acres of land.

The vote on said resolution was:

Ayes—Messrs. Brevard, Austin, Perry and Walker—4.

Nays—None.

So said resolution was adopted.

Resolved, That in compliance with the 17th Section of the Internal Improvement Act of January 6th, 1855, the sum of four thousand dollars per mile, amounting to fifty-two thousand dollars, be paid to the Canal Commissioners in the sums of eight thousand dollars per year, to be applied by them in the redemption of coupons of any bonds to be hereafter issued by them.

The vote on said resolution was:

Ayes—Messrs. Perry, Brevard, Walker and Austin—4.

Nays—0.

So said resolution was adopted.

Resolved, That the Board of Trustees allow to William A. Forward for service as Chairman of the Canal Commissioners of the St. Johns and Indian River Canal the same rate of compensation for the period he has served as may hereafter be allowed and fixed by this Board for the next Chairman, and to be paid out of the fund under the control of the Canal Commissioners.

The vote on said resolution was:

Ayes—Messrs. Perry, Brevard, Walker and Austin—4.

Nays—0.

Resolution adopted.

Resolved, That the Board of Trustees deem that it is necessary and requisite for the construction of the St. Johns and Indian River Canal, that a suitable and competent engineer be employed by the Canal Commissioners, they contracting with and compensating him out of the fund under their control.

The vote on said resolution was:

Ayes—Messrs. Perry, Austin and Walker—3.

Nays—Mr. Brevard—1.

Resolution adopted.

Resolved, That the lands in Section 14, Township 8, South, Range 21, East, are hereby restored to market and subject to entry as other lands.

Ayes—Messrs. Perry, Austin, Brevard and Walker—4.

Nays—0.

So resolution was adopted.

The following resolutions were offered and unan-
imously adopted:

Resolved, That the swamp and overflowed lands lying within the Fort Brooke Military Reserve in Hillsborough county, which have been approved to the State, are hereby brought into market, and rendered subject to private entry.

Resolved, further, That until the first day of April, A. D. 1860, persons applying to enter said lands shall be required to make an affidavit that the lands so applied for have been in part improved or cultivated by the applicant, and that they do not embrace the residence, cultivated lands or improvements, or any part thereof, of any person except himself.

Resolved, further, That the Salesman be directed

to cause notice hereof to be given by advertisement in the Tampa Peninsular until the first of April next.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. B. T. In. Im. Fund.

Tallahassee, December 20th, 1859.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
D. S. Walker, Register.

Mr. Austin offered the following resolution:

Resolved, That in reply to the first resolution the Board replies: That they purchased \$45,000 of the Florida Railroad Co. bonds; \$39,000 of the Pensacola & Georgia R. R. Co.; \$53,600 of the Tallahassee R. R. Co., and \$23,000 of the Atlantic & Gulf Central R. R. Co., all from the funds of the Internal Improvement Fund; That subsequently they exchanged \$50,000 of the Tallahassee R. R. Co. bonds for the like amount of Florida R. R. Co. bonds under an agreement with the Governor and Comptroller. Which last matter is fully explained in the last Report of the Comptroller to the General Assembly, a copy of which is herewith transmitted as a part of this answer.

Said resolution was adopted, the vote being:

Ayes—Messrs. Perry, Walker, Brevard and Austin—4.

Nays—None.

A communication from the President of the Pensacola & Georgia Railroad Co., making application for

the appointment of an engineer to inspect and report upon so much of said road as may be offered to him, and also the work on the bridge crossing the Suwannee river; application was also made for the issue of guaranteed bonds on the branch to Monticello.

So much of said communication as referred to the branch road was, on motion, laid over for further consideration.

On motion of Mr. Brevard, an engineer was appointed, and L. W. DuBois was designated as engineer.

The vote on the foregoing motion was:

Ayes—Messrs. Perry, Brevard, Austin and Walker—4.

Nays—None.

Application was made by Stephen R. White and others to reduce the price of pine lands in the county of Taylor. Was read and ordered to lay over for future consideration.

Application was made by B. E. DuPont to enter the N $\frac{1}{2}$ of NW $\frac{1}{4}$, Sec. 28, T. 15, R. 24. Read and ordered to lay over for future consideration.

On motion, the Board adjourned.

December 23, 1859.

The Board met.

Present: T. W. Brevard, President pro tem.

C. H. Austin, Treasurer.

D. S. Walker, Register.

The report of E. L. Herriot, appointed by the Board on the 26th day of November ult. to inspect and report upon so much of the Florida Railroad as may be offered from the 117 $\frac{1}{2}$ mile point, was read. Said report sets forth that the graduation had been continuously made and the cross-ties delivered along

the line of said road for a distance of 35 47-100 of a mile in the direction of Cedar Keys, being from 117½ mile to the 152 97-100 mile point, where the line leaves the main land near Cedar Keys. That all the bridging has been completed between these two points, with the exception of 200 feet of trestle work across Otter Creek, the material for its construction is upon the ground ready to be erected. The superstructure, both wood and iron, has been continuously laid from the 108 mile to the 127 51-100 mile from Fernandina, a distance of 19 51-100 mile, upon this distance the iron rails have been spiked upon the ties without chairs or joint plates. The iron rails of the T pattern, weighing about (58½) fifty-eight and a half pounds per yard. The balance of the work has been performed in accordance with the specifications and requirements of the Internal Improvement Law and the modifications thereto.

A communication from Geo. W. Call, Secretary Florida R. R. Company, was read, which letter asks that the Trustees will dispense with the formality of requiring the affidavit of the President and four Directors, stating that the necessary quantity of iron rails to lay ten additional miles of said road was in the State, inasmuch as the engineer appointed to inspect and report on said road had already stated in his report the fact that the iron was actually laid down, and furthermore inclosing affidavits of himself, Philip Dell and Joseph Finegan, Directors in said road, that the necessary quantity and quality of iron for twelve miles of said road, in addition to the 117½ miles, already had been purchased and was within this State. That two and a half miles of said iron is of the weight of fifty-eight and a half pounds per lineal yard, and that nine and a half miles of said iron is of the weight of fifty and a third pounds to the lineal yard.

Mr. Walker offered the following, viz:

The engineer appointed to inspect the Florida

Railroad having reported that said road was continuously graded and constructed as required by law, and that the iron is actually laid down on ten miles from the 117½ mile point (up to which iron bonds had already been granted) to the 127½ mile point, and the affidavit of three of the Directors of said road having been filed, that the necessary quantity and quality of iron, weighing for the first 2½ of said 10 miles 58½ pounds to the lineal yard and for the other 7½ of said ten miles 50½ pounds to the lineal yard, it was moved that the Trustees of the Internal Improvement Fund will guarantee the interest on the bonds of said company for said ten miles from the 117½ to the 127½ mile point, at the rate of 7,800 dollars per mile for the first 2½ miles, and at the rate of 6,711 dollars per mile for the next 7½ miles, making in all 69,832 dollars.

The motion was adopted, the vote being.

Ayes—Messrs. Brevard, Austin and Walker—3.

Nays—None.

Ordered that the Treasurer deliver seventy bonds of \$1,000 each to the agent of said company when signed by the Trustees, or a majority of them.

The Trustees refused to grant Equipment Bonds to said company from the 108 mile point (up to which point equipment bonds had been previously granted), the iron rails having been reported as only spiked to the crossties, without chairs or joint plates, but ordered that application might be made when said company furnished the Trustees with the affidavit of its engineer that the chairs or plates had been laid under the iron rails in the manner prescribed by the Internal Improvement Act.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, January 2d, 1860.

The Board met.

Present: T. W. Brevard, Comptroller, P. pro tem.

C. H. Austin, Treasurer.

H. A. Corley, Register.

On motion, C. H. Austin was elected Secretary pro tem.

On motion,

Resolved, That Hugh A. Corley be and is hereby elected temporary Salesman of this Board in place of D. S. Walker, and that said Corley be and is hereby authorized to receive from said D. S. Walker all the monies, notes, bonds and other property of whatsoever description now in the hands of said Walker as Salesman.

The vote being taken was:

Ayes—Messrs. Brevard, Austin and Corley—3.

Nays—None.

Resolution adopted.

C. H. AUSTIN,

Secretary pro tem.

Tallahassee, January 13th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller, and President pro tem.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

Mr. Austin moved that the Trustees pay Mr. L. W. DuBois (if the Pensacola & Ga. R. R. Co. refuse to do so) for the services performed in inspecting and reporting upon the Pensacola & Ga. R. R. under the

several appointments by this Board while he was engineer of said road, and that the Trustees will look to said company for reimbursement.

The vote on said motion was:

Ayes—Messrs. Austin and Corley—2.

Nays—Messrs. Brevard and Papy—2.

Motion not adopted.

The report of L. W. DuBois, engineer designated to inspect and report on so much of the Pensacola and Ga. R. R. as might be presented to him, was received and read. Said report set forth that said engineer had personally inspected the work done on the Pensacola and Georgia Railroad, beginning near Station 3 and proceeding eastward, that is the track is ironed with the heavy iron rails weighing $51\frac{1}{2}$ pounds to the yard, from 1,273 to 1,462.18 along the main line of the road, and also for 2,208 feet of the line that branches off towards Monticello, making four miles of heavy rails laid in the track. The rest of the branch road up to Monticello (including a turnout of 1,300 feet) for 4.1472 miles is laid with lighter iron weighing about 36 pounds to the yard. The road is all of it well constructed in accordance with the requirements of the "Act to Encourage a Liberal System of Internal Improvements, approved January 6th, 1855," and the modifications thereof assented to by the Board of Trustees January 11th, 1856. The road is graded from said starting point to the first station beyond the Aucilla at Goodmans, a distance of 14 miles, and crossties furnished. Said report further states that sufficient work is done at the bridge crossing Suwannee river to entitle said company to bonds to the amount of \$20,000.

On motion, the Board adjourned until 3 o'clock p. m.

January 13th, 1860, 3 o'clock p. m.

The Board met pursuant to adjournment.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

Application for guaranteed bonds on the Monticello Branch was made by E. Houstoun, President of the P. & G. R. R. Co., which was laid over for future consideration.

Mr. Papy moved that the Trustees guarantee interest on the bonds of the Pensacola and Georgia Railroad Company to the amount of twenty thousand dollars for work done on the bridge of said company crossing the Suwannee river, up to date of L. W. DuBois' report made to this Board.

The vote on said motion was:

Ayes—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—None.

Ordered that the Treasurer deliver said amount of bonds to the agent of the company when signed by the Trustees, or a majority of them.

A communication from Thomas Ormon, applying for information relative to certain swamp and overflowed lands, was read, and, on motion of Mr. Austin, was referred to the Salesman for an answer.

A proposition to drain the Oclawaha was postponed until the next meeting of the Board.

A communication from D. L. Yulee, enclosing sworn statement of himself as President and three Directors of the Florida Railroad Company, that the necessary iron for fifteen and a half miles, in addition to what had been previously sworn to, was read and the Secretary instructed to answer, informing him

that the law required the affidavit of the President and four Directors.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. Board T. In. Im. Fund.

Tallahassee, January 19th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

Mr. Papy having informed the Board that Judge Law referred the amount of compensation for his legal opinion to Mr. Bartow, of Savannah (now in this city), and Mr. Bartow had stated that the sum of five hundred dollars was a proper amount; and Mr. Papy stating that in his opinion the sum was not unreasonable, whereupon Mr. Austin, seconded by Mr. Corley, offered the following resolution:

Resolved, That the sum of five hundred dollars be appropriated to pay Judge Law for the legal opinion given by him last summer, at the request of the Board, and that the Treasurer be and is hereby authorized to pay that sum to Judge Law, or to Mr. Bartow as his agent.

On adopting the same, the vote was:

Yeas—Messrs. Brevard, Austin and Corley—3.

Nays—None.

Mr. Papy was excused from voting on the same ground that he was excused when the reference was made to Judge Law.

On motion, the Board adjourned.

January 21st, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

The engineer appointed to inspect and report on the work of the Pensacola and G. Railroad having certified that said road was continuously graded and cross-ties furnished, as required by the Internal Improvement Act, and the modifications thereof, for fourteen miles from the first twenty-five mile point (up to which iron bond has been granted), and the President and four Directors of said company having filed their affidavit that the necessary quantity and quality of iron rails to lay said section of 14 miles was within the jurisdiction of this State, said iron weighing $51\frac{1}{2}$ pounds to the lineal yard, it is now, on motion, ordered that the Trustees of the Internal Improve Fund will guarantee the interest on the bonds of said company on said fourteen miles of their road at the rate of \$7,200 per mile for iron rails, chains and spikes, making in all \$100,800.

On adopting said motion, the vote was:

Yeas—Messrs. Brevard, Austin, Corley and

Nays—None.

The said company having filed their bond in the sum of twenty thousand dollars, signed by E. Houstoun, E. Simkins and E. E. Blackburn, conditioned to lay said iron within six months, it was ordered that the Treasurer deliver said guaranteed bonds when signed by the Trustees, or a majority of them, to the agent of the Pensacola and Georgia R. R. Company.

Mr. Corley moved that the proposition made by Governor W. D. Mosely to this Board for draining the Oclawaha River be not accepted.

The vote on the foregoing was:

Yeas—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—None.

Mr. Austin moved that a committee be appointed to prepare a proposition for draining the Oclawaha River to be submitted to the Board.

The vote on said motion was:

Yeas—Messrs. Austin and Corley—2.

Nays—Messrs. Brevard and Papy—2.

Motion lost.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

January 23d, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

Geo. W. Call having filed an affidavit of himself, Philip Dell and Joseph Finegan that they were in error as to the weight of the iron rails laid on the Florida Road, from the 117½ to the 27½ 1 mile point, and that said iron weighed 58½ pounds per lineal yard, it was, on motion, ordered that the Trustees will guarantee interest on the bonds of said company to the amount of \$8,000 to make up the deficiency upon their application of December 23, 1859.

The vote on the above was:

Yeas—Messrs. Brevard, Austin, Corley and Papy—4.

Yeas—None.

Ordered that the Treasurer deliver to the agent of said company bonds to the amount of \$8,000, when signed by the Trustees, or a majority of them.

Geo. W. Call having filed the affidavit of himself, Philip Dell and Joseph Finegan, Directors of the Florida Railroad Company, that there was within the jurisdiction of this State the necessary quantity and quality of iron to lay $20\frac{1}{2}$ miles of said road, in addition to what has been granted from the $127\frac{1}{2}$ mile point to the 148 mile point, said iron weighing $51\frac{1}{2}$ pounds to the lineal yard, and that said road was continuously graded and crosstied (as shown by E. L. Herriott's report to the Trustees) and ready for the reception of the iron, with the exception of a trestle over Otter Creek, which though not complete was in course of erection, and would be finished before track laying would reach said point, it was, on motion, ordered that the Board will guarantee interest on the bonds of said company for said twenty and a half miles upon the filing by the Secretary of said company an affidavit of the President and one other Director (in addition to the affidavits of Messrs. Dell, Finegan and Call) that iron for said $20\frac{1}{2}$ miles was within the jurisdiction of the State, and also upon giving bond with proper security to lay down said iron within six months from this date.

The vote on the foregoing motion was:

Yeas—Messrs. Brevard, Austin and Papy—3.

Nays—Mr. Corley—1.

Motion adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

January 31st, 1860.

The Board met.

Present: T. W. Brevard, President pro tem.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

The Florida Railroad Company, through Geo. W. Call, having filed the affidavit of D. L. Yulee, President, and A. H. Cole, Director, in addition to the affidavits heretofore filed, and having filed a bond for \$140,000, signed by D. L. Yulee, President, and D. L. Yulee, Marshal O. Roberts, A. H. Cole and G. W. Call, as sureties, ordered that the Treasurer do now deliver to the said George W. Call one hundred and forty bonds of \$1,000 each of said Florida Railroad Company, in accordance with the terms of the order of January 23d, \$140,000, being at the rate of \$6,800 per mile for 51-pound iron for 20½ miles, making \$139,400, with 600 added to cover balances retained from the order of June 8th, 1859.

The vote on said order was:

Yeas—Messrs. Brevard, Papy and Corley—3.

Nays—None.

On motion, the Board adjourned.

February 24th, 1860.

The Board met.

Present: M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

On motion, Mr. Papy was appointed President pro tem.

The Florida, Atlantic & Gulf Central Railroad Company having filed the certificate signed by the President and four Directors of said company that

January 21st, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

The engineer appointed to inspect and report on the work of the Pensacola and G. Railroad having certified that said road was continuously graded and cross-ties furnished, as required by the Internal Improvement Act, and the modifications thereof, for fourteen miles from the first twenty-five mile point (up to which iron bond has been granted), and the President and four Directors of said company having filed their affidavit that the necessary quantity and quality of iron rails to lay said section of 14 miles was within the jurisdiction of this State, said iron weighing 51½ pounds to the lineal yard, it is now, on motion, ordered that the Trustees of the Internal Improve Fund will guarantee the interest on the bonds of said company on said fourteen miles of their road at the rate of \$7,200 per mile for iron rails, chains and spikes, making in all \$100,800.

On adopting said motion, the vote was:

Yeas—Messrs. Brevard, Austin, Corley and

Nays—None.

The said company having filed their bond in the sum of twenty thousand dollars, signed by E. Houstoun, E. Simkins and E. E. Blackburn, conditioned to lay said iron within six months, it was ordered that the Treasurer deliver said guaranteed bonds when signed by the Trustees, or a majority of them, to the agent of the Pensacola and Georgia R. R. Company.

Mr. Corley moved that the proposition made by Governor W. D. Mosely to this Board for draining the Oclawaha River be not accepted.

The vote on the foregoing was:

Yeas—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—None.

Mr. Austin moved that a committee be appointed to prepare a proposition for draining the Oclawaha River to be submitted to the Board.

The vote on said motion was:

Yeas—Messrs. Austin and Corley—2.

Nays—Messrs. Brevard and Papy—2.

Motion lost.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

January 23d, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

Geo. W. Call having filed an affidavit of himself, Philip Dell and Joseph Finegan that they were in error as to the weight of the iron rails laid on the Florida Road, from the 117½ to the 27½ 1 mile point, and that said iron weighed 58½ pounds per lineal yard, it was, on motion, ordered that the Trustees will guarantee interest on the bonds of said company to the amount of \$8,000 to make up the deficiency upon their application of December 23, 1859.

The vote on the above was:

Yeas—Messrs. Brevard, Austin, Corley and Papy—4.

Yeas—None.

Ordered that the Treasurer deliver to the agent of said company bonds to the amount of \$8,000, when signed by the Trustees, or a majority of them.

Geo. W. Call having filed the affidavit of himself, Philip Dell and Joseph Finegan, Directors of the Florida Railroad Company, that there was within the jurisdiction of this State the necessary quantity and quality of iron to lay $20\frac{1}{2}$ miles of said road, in addition to what has been granted from the $127\frac{1}{2}$ mile point to the 148 mile point, said iron weighing $51\frac{1}{2}$ pounds to the lineal yard, and that said road was continuously graded and crosstied (as shown by E. L. Herriott's report to the Trustees) and ready for the reception of the iron, with the exception of a trestle over Otter Creek, which though not complete was in course of erection, and would be finished before track laying would reach said point, it was, on motion, ordered that the Board will guarantee interest on the bonds of said company for said twenty and a half miles upon the filing by the Secretary of said company an affidavit of the President and one other Director (in addition to the affidavits of Messrs. Dell, Finegan and Call) that iron for said $20\frac{1}{2}$ miles was within the jurisdiction of the State, and also upon giving bond with proper security to lay down said iron within six months from this date.

• The vote on the foregoing motion was:

Yeas—Messrs. Brevard, Austin and Papy—3.

Nays—Mr. Corley—1.

Motion adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

January 31st, 1860.

The Board met.

Present: T. W. Brevard, President pro tem.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

The Florida Railroad Company, through Geo. W. Call, having filed the affidavit of D. L. Yulee, President, and A. H. Cole, Director, in addition to the affidavits heretofore filed, and having filed a bond for \$140,000, signed by D. L. Yulee, President, and D. L. Yulee, Marshal O. Roberts, A. H. Cole and G. W. Call, as sureties, ordered that the Treasurer do now deliver to the said George W. Call one hundred and forty bonds of \$1,000 each of said Florida Railroad Company, in accordance with the terms of the order of January 23d, \$140,000, being at the rate of \$6,800 per mile for 51-pound iron for 20½ miles, making \$139,400, with 600 added to cover balances retained from the order of June 8th, 1859.

The vote on said order was:

Yeas—Messrs. Brevard, Papy and Corley—3.

Nays—None.

On motion, the Board adjourned.

February 24th, 1860.

The Board met.

Present: M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

On motion, Mr. Papy was appointed President pro tem.

The Florida, Atlantic & Gulf Central Railroad Company having filed the certificate signed by the President and four Directors of said company that

the necessary quantity of iron, weighing 50 pounds per lineal yard, to lay 13|1674-1760 miles of said road, in addition to what has hitherto been applied for, it was, on motion, ordered that the Trustees will guarantee interest on the bonds of said company for said 13 1673-1760 miles, at the rate of \$6,666 $\frac{2}{3}$ per mile, amounting to \$93,007 57-100.

The vote on the above order was:

Ayes—Messrs. Papy, Austin and Corley—3.

Nays—None.

The bond conditioned to lay said iron within six months, signed by J. P. Sanderson, A. S. Baldwin and Theodora Hartridge, was accepted, and, on motion, it was ordered that the Treasurer deliver to Edward L. Bile, the agent of said company, the bonds for said amount when signed by the Trustees, or a majority of them.

The Treasurer reports having provided to pay the January interest of the Pensacola and Georgia Railroad bonds in New York at maturity, and asks the same to be approved, also asks an order to be passed to pay the March interest on the Florida Railroad bonds and the F., A. & G. Central due at that time.

On motion, the report was approved and the order granted, the vote being:

Ayes—Messrs. Papy, Austin and Corley—3.

Nays—None.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

March 6th, 1860.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
C. H. Austin, Treasurer.
H. A. Corley, Register.

A letter from Geo. R. Foster, Secretary of F., A. & G. C. R. R. Co., making application for the Board to appoint an engineer to inspect and report if said company has laid the iron rails down upon the last section of twenty-three miles of their road in the manner prescribed by the "Internal Improvement Act," and the modifications thereto.

On motion, Mr. W. D. Burchall was designated as a suitable engineer.

The vote on said motion was:

Ayes—Messrs. Perry, Brevard, Austin and Corley—4.

Nays—None.

Application was made by the P. & G. R. R. Co. for an engineer to inspect and report how much of said road is constructed in accordance with the Internal Improvement Act, and the modifications thereto, commencing at the point to which they last drew bonds.

On motion, Randolph was designated as a suitable engineer.

The vote on said motion was:

Ayes—Messrs. Perry, Brevard and Corley—3.

Nays—Mr. Austin—1.

A petition from Stephen White et al., of Taylor county, asking the Board to reduce the price of pine lands in said county to \$1 per acre, was read and laid on the table.

A letter from B. E. DuPont was read and postponed.

Account of Randolph & Wells was read and postponed.

Account of McDougall & Hobby for articles furnished Salesman's office to the amount of \$61.13-100 was passed upon and ordered to be paid.

The vote on paying said account was:

Yeas—Messrs. Perry, Austin, Brevard, and Corley—4.

A petition from John C. Chambers, asking to be relieved from the terms of his purchase of lands made with the Board, was read:

Mr. Corley offered the following:

Resolved, That John C. Chambers be permitted to enter the lands intended to be entered by him in March, 1856, but in the numbers of which he was misled by the plats of survey as set forth in his petition at \$1.25 per acre; and that he be permitted to enter the remainder of the lands applied for by him on the 18th of May, 1857, at the price of \$2 per acre upon the terms then existing in reference to sale of swamp lands.

Said resolution was adopted, the vote being:

Yeas—Messrs. Perry, Brevard, Austin and Corley—4.

A letter from S. C. C. Chambers, asking permission to enter lands in the Gulf Hammock at \$1.25 per acre, was read and proposition rejected.

The petition of John J. McMillan, asking to enter other lands in lieu of those entered by him on March the 30th, 1856, was read, and, on motion, granted.

The vote on said motion was:

Ayes—Messrs. Perry, Austin, Brevard and Corley—4.

A letter from John M. McGehee was read, asking permission to enter certain lands.

Ordered that the Secretary to answer it, informing him that the lands have never been patented to the State.

Resolutions offered by Mr. Corley were read and postponed for future consideration.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. of B. T. In. Im. Fund.

Tallahassee, March 10th, 1860.

The Board met.

Present: M. S. Perry, Governor.
T. W. Brevard, Comptroller.
M. D. Papy, Attorney-General.
H. A. Corley, Register.
C. H. Austin, Treasurer.

H. A. Corley presented an account for.....

Ordered to be paid.

The vote on paying said account was:

Yeas—Messrs. Perry, Brevard, Papy, Corley
and Austin—5.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secy. of B. T. In. Im. Fund.

March 12, 1860.

The Board met.

Present: M. S. Perry, Governor.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

An account of Messrs. Randolph and Wells for selecting swamp lands was read and discussed.

Mr. Corley offered the following resolution, viz:

Resolved, That when Messrs. Randolph and Wells shall have classified the lands selected and returned by them as swamp and overflowed lands and shall return to the office of Register of Public Land of this State, the note books containing the lists as specified in the contract entered into with Governor Brown. an entry for each legal subdivision and a complete set of township maps made with accuracy and sufficient neatness to be forwarded to Washington, as originals from which the final copies are to be made, this Board will pay to Wells & Randolph, the balance which may be due from time to time to them under said contract at the rate of eight miles per acre for each acre of swamp and overflowed lands selected and returned by them and confirmed to the State by the authorities at Washington.

Said resolution was on vote, adopted:

Ayes—Messrs. Perry, Papy, Brevard and Corley.

Nays—Austin.

A communication was read from E. T. Kendricks asking the Board to grant land to a company formed for the purpose of cleaning out Peas Creek from Fort Meade to its mouth.

Ordered that the Secretary inform him that the Board are not empowered to grant lands for such purposes.

A proposition to improve the Oclawaha River from its mouth to Lake Griffin was submitted by H. A. Gray. Rejected by the Board, as the said Board were in correspondence with W. D. Mosely on the same subject.

Mr. Papy offered the following resolution, which was unanimously adopted, viz:

Resolved, That Messrs. Corley and Austin be appointed a committee to report to this Board such a proposition as in their judgment may seem best, to be submitted to Governor Mosely for his acceptance, for the cleaning out the Oclawaha River, with a view to drain the swamp and overflowed lands adjacent thereto.

Mr. Corley offered the following resolutions, which were unanimously adopted:

Resolved by the Trustees of the Internal Improvement Fund, That the lands confirmed to the State under the Act of September 4th, 1841, commonly known as Internal Improvement Lands, which have not yet been offered for sale, shall be subject to private entry from and after the first day of June next, except the fractional sections on the old Georgia line.

2d. Resolved, further, That all persons who have cultivated and improved any of said lands, and who now cultivate the same and possess said improvements, shall have a preference by reason thereof to enter the lands so cultivated and improved by them; Provided, That persons claiming such preference shall file with the Salesman of this Board on or before the first day of June next satisfactory evidence of such cultivation and improvements; And Provided further, That the lands for which such preference is claimed do not embrace the cultivated lands or improvements of any other person.

3d. Resolved, further, That where two or more persons own improvements or have cultivated lands upon any tract now brought into market the preference shall be given to the person actually residing upon the lands applied for. If both parties do, or neither does, reside upon the land, then the preference shall be given to the person who first commenced such cultivation or improvements.

4. Resolved, further, That all applications for said lands on account of cultivation and improvements received before the first day of June next shall be filed by the Salesman with the date of their receipt, but no deeds shall be issued by him thereupon until after the first of June aforesaid.

5. Resolved, further, That when a conflict arises as to the preference in entering any of said lands it shall be the duty of the Salesman to notify all parties interested, and he shall determine the matter upon such evidence as may be presented to him on the first day of June next in Tallahassee, or as soon thereafter as practicable; Provided, however, That should any parties be dissatisfied with the decision of the Salesman he may appeal to the Board of Trustees of the Internal Improvement Fund.

6. Resolved, further, That the Salesman give public notice of these proceedings by advertisement in the newspapers published in Tallahassee, Newnansville, Lake City, Jacksonville and Ocala.

7. Resolved, further, That when any of said lands have not been appraised the same shall be appraised under the direction of the Board and shall be sold for such advance on said price as heretofore made by this Board in reference to other lands belonging to said Fund.

Resolved, That from and after the first of June next all sales of Internal Improvement Lands shall be for cash at reduction of ten per cent. upon the present price.

Resolved by the Board of Trustees of the Internal Improvement Fund, That hereafter any person or persons desiring to purchase Internal Improvement or swamp lands may do so by making written application thereof to the Salesman of this Board, whose duty it shall be, if the tract applied for be vacant and subject to entry, to append to said applications a certificate of that fact stating number of acres in the tract and the price per acre.

Be it further resolved, That upon the presentation of said application and certificate to the Treasurer of this Board it shall be his duty to receive from the applicant or applicants the cash payment in full or the cash payment in part, as the case may be, and give a receipt therefor and file a certificate of said receipt with the original applications and certificate in the office of the Salesman, whose duty it shall be carefully to preserve the same, and thereupon to enter said tract in the name of the applicant or applicants, and if it shall appear from the Treasurer's receipt that the whole of the purchase money has been paid, the Salesman shall prepare a deed to be signed by the Trustees, but if it shall appear from said receipt that only a part of the purchase money has been paid and bonds given for the remainder the Salesman shall give a certificate of purchase and withhold a deed until the applicant or applicants shall bring a receipt from the Treasurer stating that the last installment has been paid; Provided, That the Salesman shall in no case prepare a deed for swamp lands not patented to the State of Florida.

Be it further resolved, That the Salesman turn over to the Treasurer all bonds for lands now in his possession belonging to the Internal Improvement Fund, taking his receipt for the same, and upon the payment of the last installment upon any entry for which any of said bonds have been given, the Treasurer shall certify the same to the Salesman, and the

Salesman shall prepare a deed as provided in the second of these resolutions, upon the surrender by the applicant or applicants of his or their certificate of purchase, or giving such affidavit in lieu thereof as now provided for.

Be it further resolved, That the salary of the Treasurer of this Board shall be eight hundred dollars a year, and the salary of the Salesman of this Board shall be eight hundred dollars a year.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

March 28th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

The report of James L. Randolph, selected as a suitable engineer to report upon so much of the Pensacola & Georgia Railroad as might be offered, was read and accepted. Said report set forth that said road has been graded and cross-ties furnished, in accordance with the requirements of the "Internal Improvement Law" of this State, approved January 6th, 1855, and the modifications thereto, for 14 additional miles, in the direction commencing at Station 2,201, and terminating at Station 2,940, and also that the iron rail has been laid on said road (over which the locomotive is running daily) in the manner prescribed by the "Internal Improvement Law," from Stations 1,273 and 2,223.

On motion, unanimously adopted, that the Board would sign certificate of guarantee of interest on the

bonds of said company for equipments for 14 miles, at the rate of \$2,000 per mile, making the amount of \$28,000 for Equipment Bonds, said company having filed a certificate that the necessary quantity and quality of iron rails of the T pattern to lay said 14 miles of road was within the jurisdiction of the State, paid for or to be paid for out of the proceeds of the guaranteed bonds of said company. They also having filed bond accepted by this Board, signed by E. Houstoun, President, and E. Houstoun and E. E. Blackburn, sureties, in the sum of twenty thousand dollars, conditioned to lay the iron on said 14 miles of road within six months.

On motion, unanimously adopted, it was resolved that the Trustees would sign certificate of guarantee of interest on the bonds of said company for 14 miles, at the rate of \$7,200 per mile, making in all for iron bonds \$100,800.

Ordered that the Treasurer deliver said bonds to the authorized agent of the P. & G. R. R. Company, when signed by the Trustees.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. of B. T. In. Im. Fund.

April 20th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

A communication from E. Houstoun, relative to depredations on timber lands belonging to the Internal Improvement Fund, was read.

Mr. Papy moved that the several Timber Agents of the United States in Florida be requested to protect the Swamp and Internal Improvement Lands from trespassers, and that the Secretary be instructed to inform them that the Board is willing to allow them one-half that they may recover, either by seizing the timber or prosecuting for trespass, they being authorized to use the name of the Trustees in such proceedings, and to pay all costs incident thereto.

Upon the adoption of said motion, the vote was:

Yeas—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—None.

So the motion was adopted.

A letter from Geo. W. Call, Secretary of the Florida Railroad Company, in reference to the suit against said company, was read, wherein it was proposed that the Florida Railroad Company should pay 41 of the coupons due March, 1860, and give stock for the balance only of said coupons in settlement of said suit.

On motion of Mr. Papy, it was ordered that the Secretary correspond with General M. Whit Smith, the attorney of the Trustees, and ascertain whether the proposition stated by Mr. Call is in accordance with the agreement between him and said company.

The report of receipts and expenses of transportation on the Florida, Atlantic and Gulf Central Railroad for the six months ending December 31st, 1859, was received and placed on file.

An application for Equipment Bonds for 15 miles was received from the Florida, Atlantic and Gulf Central Railroad Company, accompanied by the report of W. D. Burtchall, the engineer appointed to examine and report upon said road, stating that the iron rails have been laid down according to law.

On motion, the report was accepted and the Board agreed to guarantee the payment of interest upon \$3,000 of Equipment Bonds of said Company.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, May 11th, 1860

Present: M. D. Papy, Attorney-General.

H. A. Corley, Register.

C. H. Austin, Treasurer.

On motion, Mr. Papy was appointed Chairman and C. H. Austin Secretary.

Mr. Corley moved (that) L. W. DuBois be appointed to inspect the remainder of the Florida Railroad, from the 152.99 mile point to the end of the road, and also whether the entire siding and Y tracks of the road, and also whether the iron has been laid from the 108 mile point, and how much and whether with or without chairs. Also in case Mr. DuBois can not act, that Grattan Hunter do act in his place.

Unanimously adopted.

On motion, the Board adjourned.

Attest:

C. H. AUSTIN, Secretary pro tem.

Tallahassee, May 24th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

Application of Witherspoon to enter certain lands was made by Mr. Austin, and on his suggestion was postponed for further consideration.

Application was made for an engineer to be appointed to inspect so much of the Pensacola and Georgia Railroad from Lake City, in the direction of Tallahassee, as may be offered, and report thereon.

Mr. Papy moved that Jas. L. Randolph be appointed.

The vote was:

Yeas—Messrs. Brevard and Papy—2.

Nays—0.

So said motion was lost.

Mr. Austin moved that L. W. DuBois be appointed such engineer.

Unanimously adopted.

Ordered that the Secretary inform Mr. DuBois.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, May 28th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

The report of L. W. DuBois, appointed to inspect the remainder of the Florida Railroad, was read and accepted, which report sets forth that said road was graded and crosstied as required by the "Internal Improvement Act," from the 152.97 mile point to the end of the road for 1.61 and 2.61 miles of Y track; and that from the 108 mile point to the 145.25 mile point for 37.25 the iron is laid continuously with chairs the entire distance, forming a track as smooth as any in Florida, and the work is done in accordance with the requirements of the Internal Improvement Act, approved January 6, 1855. The company filed the affidavit of the President and four Directors that the necessary quantity and quality of iron to lay 6 miles and three thousand and seventy feet; said company having filed their bond, signed by D. L. Yulee, President, and Marshall O. Roberts, Edward N. Dickenson, D. L. Yulee, A. H. Cole and George W. Call, sureties, and conditioned to lay said iron within six months.

Mr. Papy moved "that the Board of Trustees guarantee the interest on the bonds of the Florida Railroad Company to the amount of one hundred and twenty-three thousand (123,000) dollars."

The vote on said motion was:

Yeas—Messrs. Brevard, Austin, M. D. Papy and Corley—4

Nays—None.

Motion adopted.

Ordered that the Treasurer deliver said bonds to the authorized agent of said company when signed by the Trustees, or a majority of them.

Ordered that L. W. Dubois be designated as a suitable engineer to inspect and report whenever required by the Florida Railroad Company whether the iron rail is laid on said road, as required by law, from the 145.25 to the end of the road at Cedar Keys.

C. E. Dyke's account of \$22.50 and M. E. Papy's of \$24.00 for printing were examined and allowed.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, June 4th, 1860.

The Board met.

Present. Messrs. Perry.

Brevard.

Austin.

The report of L. W. Dubois, designated as engineer to report on so much of the P. & Ga. Railroad as might be offered for inspection from Lake City in the direction, was read and ordered to lay over for further consideration until Friday next.

Moved that L. W. Dubois is hereby authorized to report upon so much of said road as may be ironed and whether said iron has been laid down in the manner prescribed by the Internal Improvement Act.

Adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE.

Tallahassee, June 8th, 1860.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

A communication from the Commissioners of the St. Johns and Indian River Canal was read, and the following was unanimously adopted:

Moved that the Secretary of this Board correspond with the Commissioners of the St. Johns and Indian River Canal, and request them to suggest what they deem a suitable compensation for the Chairman of their Board.

The following motion was offered and unanimously adopted:

"Moved that the Board of Trustees in view of the report made by L. W. Dubois do not feel authorized in granting a guarantee of interest on the bonds of the P. & G. R. R. Company for the section embraced in said report."

Mr. Austin offered the following resolution:

Resolved, That the Treasurer be authorized and required to pay the instalments of interest on the Railroad Bonds to be due in July and September next.

Which was adopted.

His Excellency the Governor protesting against the payment of interest on the bonds of the Florida Railroad Company beyond the eighty mile station.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, July 3d, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

H. A. Corley, Register.

M. D. Papy, Attorney-General.

Application was made by the P. & G. R. R. Co. for the appointment of an engineer to inspect and report on so much of their road as may be offered in order that they may obtain guarantee on Iron Bonds for said company. The Board being informed that Mr. L. W. Dubois, lately designated by this Board as a suitable and acceptable engineer, was out of the State, and in order to facilitate the construction of said road it was ordered that Mr. E. L. Heriot be designated by the Board as a suitable engineer, and that the Secretary of this Board so inform him.

On motion, the Board adjourned.

Tallahassee, July 18th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

The report of E. L. Heriot, designated as engineer to inspect the Pensacola and Georgia Railroad, was read and accepted. Said report setting forth that said road was continuously graded and crossties furnished for 20 miles from Lake City in the direction of Tallahassee. The Pensacola and G. R. R. Co. having filed an affidavit, signed by E. Houstoun, President, Wm. Bailey, D. W. Gwynn, E. E. Blackburn and G. A. Chaires, Directors, that the necessary quantity and quality of iron to be laid upon said 20 miles of road was in the jurisdiction of the State, purchased, or to be purchased, with the bonds of said company or the proceeds thereof, and said company having filed a bond, signed by E. Houstoun, President, G. A. Chaires, Wm. Bailey, D. W. Gwynn and E. E. Blackburn, conditioned in the sum of \$20,000 to lay the iron on said section of 20 miles within six months.

Mr. Papy moved that the Trustees of the Internal Improvement Fund will guarantee the payment of interest on the bonds of the Pensacola and Georgia Railroad Company for twenty miles. at the rate of \$7,200 per mile, amounting in all to \$144,000.

Adopted.

The vote on the foregoing was:

Yeas—Messrs. Brevard, Austin and Papy—3.

Nays—None.

Ordered that the Treasurer deliver the said amount of bonds to the authorized agent of said company when signed by the Trustees, or a majority of them.

E. L. Heriot was designated as a suitable engineer to inspect and report upon the condition of the work on the bridge of said company crossing the Suwannee River, and also upon so much of said road as may be offered for his inspection and whether the work has been performed in the manner prescribed by law.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secretary of State.

Tallahassee, July 28th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

On mutual consultation and agreement between the Board of Trustees of the Internal Improvement Fund and J. P. Sanderson, President of F. A. & Gulf Central Railroad Company, it was resolved that the first day of July, 1860, should be determined on as

the day on which the road of said company was completed, in accordance with the provisions of the act approved January 6th, 1855, entitled "An Act to Provide for and Encourage a Liberal System of Internal Improvements in this State."

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secretary of State.

Tallahassee, July 31st, 1860.

The Board met.

Present: T. W. Brevard, President pro tem.

M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

The report of E. L. Heriot, designated by the Board at its meeting of the 18th inst., as a suitable engineer to inspect and report on the Pensacola and Georgia Railroad Company, having been read and accepted, it was, on motion,

"Resolved, That the Trustees will sign guarantee of interest on the Equipment Bonds of the P. & G. R. R. Co. for the first ten miles of their road, beginning at Lake City and proceeding in the direction of Tallahassee, and also on the Equipment Bonds of said company for fourteen miles, ending at the fifty-three mile point east from Tallahassee, and that the Treasurer deliver said bonds when the guaranty is signed, at the rate of two thousand dollars per mile, excepting bonds for four miles of said fourteen miles on which the chairs have not been laid, but that said guaranty will be given and the bonds delivered when the said company shall file with the Board the certificate of their own engineer that the chairs have been laid on said four miles."

Resolution adopted.

The vote being:

Yeas—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—0.

Said report of E. L. Heriot having set forth that twenty miles of the P. & G. Railroad was continuously graded and crosstied in the manner prescribed by the Internal Improvement Act approved January 6th, 1855, and the modifications thereto, said twenty miles terminating at the fifty-six mile point from Tallahassee proceeding east; said company having filed their affidavit that the necessary quantity and quality of iron rails (weighing $51\frac{1}{2}$ lbs. per lineal yard) were in the jurisdiction of the State, paid for, or to be paid for, with the proceeds of these bonds, and said company having also filed a bond signed by E. Houstoun, S. Simpkins and D. W. Gwynn, dated July 31st, 1860, and conditioned to lay said iron upon said section of their road within six months.

It was, on motion,

Resolved, That the Trustees will sign guaranty of interest on the bonds of the Pensacola and Georgia Railroad Company for twenty miles, at the rate of \$7,200 per mile, amounting to \$144,000.

Said resolution was adopted, the vote being:

Yeas—Messrs. Brevard, Austin, Papy and Corley—4.

Nays—0.

Ordered that the Treasurer deliver said amount of bonds to the authorized agent of said company when signed by the Trustees.

On motion the following resolution was adopted:

Resolved, That the Trustees will sign guaranty of interest on the bridge bonds of said company for the bridge at the Suwannee river to the amount of

\$6,000, which, with those already guaranteed, amount to two-thirds of the whole, and that when signed be delivered to the authorized agent of said company.

The vote on the foregoing was :

Yeas—Messrs. Brevard, Austin, Papy and Corley.—4.

Nays—0.

The following resolution was offered by Mr. Austin and unanimously adopted :

Resolved, That the authority heretofore vested in the salesman to raise any funds that may be required to assist in paying interest be transferred to the treasurer of the Board.

On motion the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Sec'y B. T. In. Im. Fund.

Tallahassee, August 1st, 1860.

The Board met.

Present: T. W. Brevard, President pro tem.

C. H. Austin, Treasurer.

M. D. Papy, Atty. General

H. A. Corley, Register.

The following preamble and resolution were read and adopted :

Whereas, Inasmuch as a bond corresponding to Bond No. 88 of the issue of July 18th, 1860, to the Pensacola & Georgia R. R. Co., made payable to J. B. Coddington & Co., in the city of Savannah, Ga., has not been issued or received as stated by President Houstoun and Treasurer Flagg; therefore be it

Resolved, That this Board will guarantee interest on a new bond numbered 145 instead of said number

88, and in lieu thereof; Provided said company duly and legally advertise that it does not hold itself bound for any bond numbered 88, issued on the 18th day of July, A. D., 1860, and made payable to J. D. Coddington & Company, in the city of Savannah, Ga., and that said company bind themselves to protect the fund in every way hereafter against said "Bond 88."

The vote on the foregoing was :

Yeas—Messrs. Brevard, Austin, Corley and Papy—4.

Nays—0.

A communication from Wm. B. Ross, President of the Lake City & Suwannee River Railroad Company, notifying the Board of their acceptance of the provisions of the act approved January 6th, 1855, entitled "an act to provide for and encourage a liberal system of internal improvements in this State" was read and ordered to be filed, of the date of reception.

A communication from M. Whit Smith, relative to the suit of the Trustees vs. the Florida Railroad Company was read, and ordered laid over until the Governor is present.

A letter from W. J. Butler, asking to be released from the payment for certain lands therein described, was read.

Petition not complied with.

Communications from John J. Purviance, submitted by Mr. Corley, were ordered to be laid on the table.

In accordance with a letter from W. D. Moseley, chairman St. Johns & Indian River Canal Commissioners, the following resolution was unanimously adopted:

Resolved, That by virtue of the authority given under the 4th section of the Act of January 1, 1857,

entitled "An Act to facilitate the construction of the St. Johns & Indian River Canal," this Board fix the compensation of the commissioners of said canal at six hundred dollars per annum each.

The vote was :

Yeas—Messrs. Brevard, Papy, Austin and Corley.—4.

Nays—0.

Mr. Austin offered the following resolution :

Resolved, That the Treasurer pay the interest on the bonds of the St. Johns & Indian River Canal Commissioners, to be due September 1st proximo, agreeable to the action of this Board of December 31st, 1859. The sum not to exceed \$4,000.

The vote on the foregoing was:

Yeas—Messrs. Brevard and Austin.—2.

Nays—Messrs. Papy and Corley.—2.

Not adopted.

The accounts for printing of The Home Companion for \$15, The Floridian and Journal for \$24.00 and Eastern Herald for \$24.00 were audited, allowed and ordered to be paid.

In the matter of application between Kesiah Phillips and Jasper C. Renfroe to enter certain lands the decision of the Salesman was sustained.

On motion the Board adjourned.

Attest:

F. L. VILLEPIGUE.

Sec'y. B. T. In. Im. Fund.

Tallahassee, August 2nd, 1860.

The Board met.

Present: T. W. Brevard, President pro tem.

M. D. Papy, Atty. General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

The following resolution was offered by Mr. Austin and unanimously adopted:

"Resolved, That the Treasurer be authorized and empowered to raise upon the land notes and securities belonging to the Trust Fund, all moneys that may be needed to pay all amounts which the Trustees or a majority of them have agreed the Trust Fund is bound to pay as the same shall become payable.

The account of the Tampa Peninsular for printing to the amount of \$10, was allowed and ordered to be paid.

On motion the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, November 22nd, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

M. D. Papy, Atty. General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

M. S. Perry, Governor & President.

A communication from Jesse Coster was read, petition not granted.

Also communication from Hon. F. L. Dancy relative to certain lands entered by him was read. Ordered that he be informed that the Board would con-

test the decision relative to the same made by the Commissioner of the General Land Office.

Communication from Hon. D. L. Yulee relative to semi-annual statement of the gross receipts and net earnings of the Florida Railroad for six months ending 29th of February, 1860, was read and postponed for future action.

A communication from W. A. Forward relating to salary of Canal Commissioners of the St. Johns and Indian River Canal, was read, and in accordance with the suggestions therein the following was unanimously adopted, viz.:

Resolved, That the resolution passed by this Board, at its meeting of August 1st, 1860, be rescinded and in lieu thereof that this Board establish and fix the salary of the Chairman of the Commissioners of St. Johns and Indian River Canal, at one thousand dollars; and the salary of the Secretary and Treasurer of said Commissioners shall be one thousand dollars per annum; and the Commissioners of said canal be allowed five dollars per diem, and actual traveling expenses, while transacting the business of said Canal, provided that in all it do not exceed three thousand dollars per annum.

Statement of the gross receipts and net earnings of the Pensacola and Georgia Railroad Company for six months ending 30th of June, 1860, was read and postponed.

Statement of gross receipts and net earnings of the F. A. & G. Central Railroad Company, for six months, ending July 1st, 1860, was read and postponed.

Report of W. F. Lee, appointed by commissioners to survey and report on the practicability of a canal from Conecuh River to the Black Water River, was read, and, on motion, it was unanimously resolved that the Register make titles to land in behalf of said

William F. Lee, to the amount of five hundred dollars, in accordance with resolution of this Board of January 15th, 1859.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, November 29th, 1860.

The Board met.

Present: M. S. Perry, Governor.

M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

T. W. Brevard, Comptroller.

The following resolutions were offered and unanimously adopted:

Resolved, That the price of the Internal Improvement Lands, which were formerly raised fifty per cent. upon their appraised value, be reduced to twenty-five per cent. upon their appraised value; and the price of those lands which were raised one hundred per cent. be reduced to fifty per cent. on the appraised value, and that the price of swamp lands shall be seventy-five cents per acre, except those lying within six miles of the lines of railroads, the price of which shall be one dollar and fifty cents per acre.

Resolved, That the above resolution shall go into effect on the 1st day of January next, and that the same be published in some newspaper in each Judicial Circuit.

The accounts of Randolph & Wells, Swamp Land Agents, were read and ordered to be placed on file.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secretary of Board T. In. Im. Fund.

Tallahassee, December 1st, 1860.

The Board met.

Present: M. S. Perry, Governor.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

C. H. Austin, Treasurer.

T. W. Brevard, Comptroller.

The following resolutions were offered and unanimously adopted, viz:

Resolved, That the Trustees, in conformity with the 9th section approved January 1st, 1857, entitled an act to facilitate the construction of the St. Johns and Indian River Canal, do hereby appraise all swamp, overflowed and Internal Improvement land lying South of Township 18 and East of Range 28, at their present fixed price per acre, and do hereby agree to allow the said Canal Commissioners at any time, within five years from the date of said act, to enter upon said lands and sell the same and upon the said Commissioners paying to the Trustees the appraised value of said lands, or any part thereof, the Trustees will convey the title of the same to said Commissioners, as to such person or persons as they may appoint.

Resolved further, That said lands be withheld

from sale until the expiration of five years, from the date of said act above referred to.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE, Secy.

Tallahassee, December 5th, 1860.

The Board met.

Present: M. S. Perry, Governor.

T. W. Brevard, Comptroller.

C. H. Austin, Treasurer.

M. D. Papy, Attorney-General.

H. A. Corley, Register.

The following resolution was offered by Mr. Austin:

Resolved, That the Treasurer be authorized and required to pay the interest upon the railroad bonds of the Internal Improvement Fund to be due 1st proximo.

Said resolution was adopted, the vote being:

Yeas—Messrs. Perry, Brevard, Austin, Papy and Corley—5.

Nays—None.

Mr. Corley offered the following:

Resolved, That the Treasurer of this Board be authorized and required to pay to Randolph and Wells, State Agents, for selecting swamp lands, one half of the receipts for the sale of swamp lands each month in accordance with the resolutions heretofore adopted by the Board, until the whole amount of \$85,319.07-100 dollars, (including previous payments) shall be paid be paid them, this resolution to include the receipts from swamp land sales for November 1860. Resolution adopted.

The vote being:

Yeas—Messrs. Perry, Brevard, Corley and Papy
—4.

Nays—Mr. Austin—1.

The Board designated Mr. John Bradford as a suitable engineer to inspect and report upon how much of the Pensacola and Georgia Railroad Company is entitled to receive iron and equipment bonds.

On motion the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, December 10th, 1860.

The Board met.

Present: T. W. Brevard, Comptroller.

H. A. Corley, Register.

M. D. Papy, Atty. General.

C. H. Austin, Treasurer.

Mr. Papy offered the following:

Resolved, That as the land notes due by A. M. Randolph to the Trust Fund is not a legal set-off to the account of Randolph & Wells, and as the said Randolph & Wells decline to receive said notes in part payment, therefore it is the sense of this Board that the Treasurer pay to said Randolph & Wells the amount directed in the resolution of the Board made at its last meeting.

Resolution adopted, the vote being:

Yeas—Messrs. Brevard, Papy and Corley—3.

Nays—Mr. Austin—1.

Mr. Corley offered the following:

Resolved, further, That an attorney be engaged and employed by this Board to collect all notes

and bonds due the Internal Improvement Fund for one year or more; and that the Treasurer be authorized and requested to place the same in the hands of said attorney for collection, the said Treasurer and Attorney being authorized and expected to exercise their reasonable discretion as to the course to be pursued in reference to said notes and bonds.

Which was adopted, the vote being :

Yeas—Messrs. Brevard, Papy and Corley—3.

Nays—Mr. Austin—1.

It was moved and adopted that a committee of two be appointed to select an attorney under the foregoing resolution.

On motion, Messrs. Brevard and Corley were appointed such committee.

On motion, the Board adjourned.

Attest

F. L. VILLEPIGUE,

Secy B. T. In. Im. Fund.

Tallahassee, December 29th, 1860.

The Board met.

Present: M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

R. C. Williams, Comptroller.

On motion, Mr. Papy was appointed President pro tempore.

Mr. Corley moved that Henry Wells be appointed by this Board as agent to collect the reclamation money due the State by the United States upon the selection of swamp and overflowed lands which have

been sold by the General Government since September 28th, 1850.

Which was seconded.

Mr. Austin offered as an amendment to the foregoing the name of S. R. Mallory.

The vote on said amendment was :

Yeas—Mr. Austin—1.

Nays—Messrs. Papy, Williams and Corley—3.

Amendment lost.

The vote on the motion was :

Yeas—Messrs. Papy, Williams and Corley—3.

Nays—Mr. Austin—1.

Adopted.

Ordered that the Secretary inform Mr. Wells of his appointment.

On motion, the Board adjourned.

Attest :

F. L. VILLEPIGUE,

Secretary B. T. In. Im. Fund.

Tallahassee, January 9th, 1861.

The Board met.

Present: M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

R. C. Williams, Comptroller.

H. A. Corley, Register.

On motion, Mr. Papy was appointed President pro tem. and Mr. Corley Secretary.

The following was offered by Mr. Corley :

Whereas, F. L. Dancy entered from this Board certain lands lying in Sections 36, 25, 24, in Township 9, South of Range 28 East, which lands had been

approved to the State as swamp lands, which approval was subsequently declared erroneous by the Department at Washington; and

Whereas, The said Dancy, in order to protect his property, was compelled to enter the same lands in the U. S. Land Office at St. Augustine; therefore,

Resolved, That the Treasurer be directed to refund to said F. L. Dancy the amount paid by him for the purchase of said lands from this Board upon his surrendering the evidences of title to the same under his first entry, whenever the Treasurer shall have funds in his hands applicable thereto.

Resolved further, That the Salesman be instructed to withhold said lands from sale.

The vote on the foregoing was :

Ayes—Messrs. Papy, Austin, Williams and Corley—4.

Nays—None.

On motion, the Board adjourned.

Tallahassee, January 29th, 1861.

The Board met.

Present: M. S. Perry, Governor.

R. C. Williams, Comptroller.

M. D. Papy, Attorney-General.

C. H. Austin, Treasurer.

The report of John Bradford, appointed to inspect and report upon so much of the Pensacola and Georgia Railroad as might be offered for his inspection, was read and received. Said report sets forth that said company is entitled to Iron Bonds for 10 miles of the Pensacola & Georgia Railroad, they having graded and crosstied and ironed the same in the manner prescribed. The said 10 miles completing their road east of Tallahassee.

On motion of Mr. Papy, it was unanimously resolved to sign guarantee of interest on the bonds of said company for said 10 6-10 miles at the rate of \$7,200 per mile, amounting to \$76,320. Ordered that the Treasurer deliver the same when signed and recorded.

Said report also sets forth that the necessary quantity of iron rails was laid in the manner prescribed by law, to entitle them to equipments for 44 miles, completing amount for which they may be entitled on said road east of Tallahassee, which at the rate of 2,000 per mile, amounting to \$88,000.

On motion of Mr. Papy, and unanimously adopted:

Resolved, To guarantee interest on bonds of said company, to the said amount of \$88,000 for equipments on said 44 miles. Usual order passed. Said report further states the company to be entitled to \$9,000 worth of bonds for work done on their bridge crossing Suwannee River. On motion of Mr. Papy, it was unanimously resolved to guarantee interest on bonds of said Company to the amount of \$9,000 for work completed on the Suwannee bridge. Usual order passed. Said report sets forth that twenty miles of the Pensacola and Georgia Railroad from Tallahassee, in the direction of Quincy, was continuously graded and crosstied in the manner required by the Internal Improvement Act and the modifications thereto. The necessary affidavit signed by the President and four Directors. That the necessary quantity and quality of iron rails to lay said twenty miles of road was within the jurisdiction of the State, paid for or to be paid for with their bonds or the proceeds thereof, also a bond conditioned to lay said (iron) within six months, was filed by the company and accepted.

On motion of Mr. Papy, it was unanimously resolved to guarantee interest on bonds of said com-

pany for said 20 miles at the rate of \$7,200 per mile, amounting to \$144,000. The usual order was passed. Said report having set forth that iron rails were already on seven of said twenty miles, it was on motion of Mr. Papy, resolved to guarantee interest on bonds of said company for equipments to the amount of \$14,000. Usual order passed. All of said bonds to date from the 1st day of January, A. D. 1861.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,
Secretary of State.

Tallahassee, February 8th, 1861.

The Board met.

Present: M. S. Perry, Governor.
R. C. Williams, Comptroller.
C. H. Austin, Treasurer.
H. A. Corley, Register.
M. D. Papy, Attorney-General.

The following was offered and adopted by a unanimous vote, viz.:

Whereas, L. D. Stickney, in behalf of himself and his associates, has represented to this Board the great ultimate advantage that would result to the State and to the Fund under the superintendence of the Trustees by a grant of land in the Southern peninsula of the State for the cultivation of Tropical productions by actual settlers; and

Whereas, The region of country wherein the grant is desired is now unpopulated, but would soon be filled by an industrious and thrifty population, if the enterprise in view shall prove a success; and

Whereas, The Board being sensible of the great benefits likely to result by the proposed grant, but being doubtful of their power without authority from the General Assembly, and it being supposed that some of the land to be located may not fall within the grant made to the Trustees; therefore,

Resolved, That this Board do recommend to the General Assembly the passage of an act granting to L. D. Stickney and his associates a township of land lying south of latitude 27 degrees, 30 minutes, and authorize the Trustees to convey title to such of the land to be located as shall fall within the grant to the Trustees.

The land granted to be located within one year, and all sections not actually settled within four years from the time of location to revert to the State or to the Trust Fund.

Resolved further, That the Secretary communicate a copy of the foregoing to each House of the General Assembly.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secretary B. T. In. Im. Fund.

Tallahassee, Feby 16th, 1861.

The Board met.

Present: M. S. Perry, Governor.

R. C. Williams, Comptroller.

H. A. Corley, Register.

C. H. Austin, Treasurer.

On motion of Mr. Corley, the following resolution was unanimously adopted, viz.:

Resolved by the Board of Trustees of the Internal Improvement Fund, That by virtue of the author-

ity vested in this Board under a resolution of the General Assembly of the State of Florida, approved February 14, 1861, this Board does hereby agree to sell to D. W. F. Bisbee, L. W. Stickney, A. T. Howe and their associates one township of land lying south of 27 degrees, 30 minutes North Latitude, at two cents per acre, upon the condition that said parties will within four years from this date settle each section of land in said township with an actual settler engaged in the cultivation of tropical fruits, and in case at the expiration of such period any of said sections are not so occupied, the sections so unoccupied shall revert to the State; the expense of surveying such township to be paid by said Bisbee, Stickney, Howe and their associates; or the Board will sell 23,040 acres of land according to the usual legal subdivisions at 75 cents per acre, and the townships hereinafter named shall be reserved from sale to other parties, until their selections shall have been made—all such selections to be made within twelve months from this date, and surveys to be made by the State.

Resolved further, That such selections shall be made within the limits of the following named townships, to-wit: Township 42 South, Ranges 25, 26, 27, 28 and 29 East; Township 43 South, Ranges 23 to 29 inclusive; Township 44 South, Ranges 22, 23, 24, 25; Township 45 South, Ranges 22, 23, 24; Township 46 South, Ranges 22, 23 East.

Resolved further, That said parties are not hereby authorized to select or purchase the residence, cultivated lands or improvements of any actual settler without his consent.

Tallahassee, Saturday Night, February 16, 1861.

The Board met at 8 o'clock, pursuant to adjournment.

Present : Messrs. Williams.

Corley.

Austin.

On motion, Mr. Corley was called to the chair.

A communication from D. P. Holland, Representative from Franklin county, asking the Board of Trustees to carry out an "Act to improve the navigation of the Apalachicola River," approved February 14th, 1861, by having the channel of said river cleaned out in front of the city of Apalachicola to the outside stake, and the contract for said work be given to citizens, permanent residents of said city.

Mr. Austin moved that said communication be postponed until there is another meeting of the Board.

Motion not adopted, the vote being :

Yeas—Mr. Austin—1.

Nays—Messrs. Corley and Williams—2.

Mr. Williams offered the following:

Resolved, That in accordance with the application of Mr. Holland, the Board directs a survey to be made, of the Apalachicola river, from the outer stake of the river to the corporate limits of the city of Apalachicola, for the purpose of cleaning out and improving the channel of said river, and report what depth of water is necessary and the cost of the work, and that the city of Apalachicola have said survey.

Resolution not adopted.

Ayes—Messrs. Corley and Williams—2.

Nays—Mr. Austin—1

On motion, the Board adjourned until Monday morning at 10 o'clock.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, February 18th, 1861.

Pursuant to adjournment the Board met at 10 o'clock.

Present: M. S. Perry, Governor.

H. A. Corley, Register.

R. C. Williams, Comptroller.

Mr. Williams offered the following, viz.:

Resolved, That in accordance with the act entitled "An Act to improve the navigation of the Apalachicola river and reclaim the swamp and overflowed lands on said stream," the Mayor and Council of the City of Apalachicola are hereby authorized to have a survey made of the Apalachicola river, from the point known as the outer stake on said river to the corporate limits, running up in front of the city wharfs, for the purpose of cleaning out and improving the channel of said river, and that said Mayor and Council report to this Board the cost of said work, and the practicability of the same, and depth of water required, and the amount necessary to accomplish the same.

Which was on vote unanimously adopted.

Ordered, That the Secretary of the Board communicate the same to the Mayor of Apalachicola.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, March 4th, 1861.

The Board met.

Present: M. S. Perry, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

R. C. Williams, Comptroller.

J. B. Galbraith, Atty. General.

The report of the Florida Atlantic and Gulf Central Company, showing gross receipts and net earnings of said company for six months ending December 31st, 1861, was read and ordered to be placed on file.

Communication from J. P. Sanderson, asking the Trust Fund to provide for interest on guaranteed bonds of the F. A. & G. C. Railroad Company, due in March.

Mr. Williams offered, and Mr. Galbraith seconded, the following resolution:

Resolved, That upon the payment by the F. A. & G. Central Railroad Company to the Treasurer of the Trust Fund the one-half of one per cent. due by them on account of the Sinking Fund, and also the pro rata share of their net earnings for the past six months, due on account of bonded debt, as provided by the 13th Section of the Internal Improvement Act, the Trustees of the Internal Improvement Fund will pay the interest upon the guaranteed bonds of said company, due March 1st, 1861, and the Treasurer is authorized to pledge the bonds and land notes of this Board to procure the moneys necessary to carry out this resolution, which was adopted.

The vote was:

Yeas—Messrs. Perry, Austin, Corley, Williams and Galbraith—5.

Nays—None.

Application was made by the Florida Railroad Company for the appointment of an engineer to examine the mode and manner in which the iron has been laid down on the last section of the Cedar Key branch of said road.

Mr. Austin moved that Mr. John Bradford be appointed such engineer.

The vote was :

Yeas—Messrs. Williams, Corley, Galbraith and Austin.—4.

Nays—Governor Perry—1.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE.

Sec'y. B. T. In. Im. Fund.

Tallahassee, March 5, 1861.

The Board met.

Present: M. S. Perry, Governor.

R. C. Williams, Comptroller.

J. B. Galbraith, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

An application was made by the Florida Railroad Company, through George W. Call, secretary of said company, for the appointment of a suitable engineer to examine the grading, crossties and details of construction on ten miles of the main line of said road to the headwaters of Tampa Bay, commencing at Waldo, the point of division of the Cedar Key extension.

Mr. Galbraith offered, and Mr. Austin seconded, the following:

Resolved, That the Board of Trustees of the Internal Improvement Fund deem it proper to post-

pon the consideration of the application of the Florida Railroad Company for the appointment of an engineer to examine the grading, details of construction, etc., on so much of said road as extends from Waldo the point of diversion of the Ceday Key extension on the main line of said road to the waters of Tampa Bay, for the purpose of enabling the company to issue bonds as provided by the 8th section of the Internal Improvement Act, inasmuch as there has been another railroad company chartered by the Legislature to construct a road upon the same route, and this Board is not prepared at this time to determine which of said railroad companies is entitled to the benefits of the said act.

Which was adopted, the vote being:

Yeas—Messrs. Perry, Austin, Corley, Williams and Galbraith—5.

Nays—0.

Communications from George W. Call and M. Whit Smith, relative to suit brought against Florida Railroad Company, were read and referred to the Attorney-General for consideration.

Mr. Williams offered, and Mr. Austin seconded, the following resolutions:

1st, Resolved, That in pursuance of an act approved January 14th, 1859, entitled "An act to amend An act to provide for and Encourage a Liberal System of Internal Improvements in this State, approved January 6, 1855, the Trustees will appoint one Director for each of the several railroad companies who have accepted the provisions of said act, approved January 6th, 1855.

2d, Resolved further, That H. A. Corley be and he is hereby appointed Director in the Florida Railroad Company; R. C. Williams is appointed Director in the Pensacola & Georgia Railroad Company; John B. Galbraith is appointed Director in the Tallahassee

Railroad Company; C. H. Austin is appointed Director in the Florida, Atlantic & Gulf Central Railroad Company, and John W. Pearson is appointed Director in the Florida Peninsular Railroad Company.

3d, Resolved, That the several railroad companies accepting the provisions of the Internal Improvement Act, approved January 6th, 1855, be requested to call a meeting of their Directors and notify the Board of Trustees thereof.

Said resolutions were adopted, the vote being:

Yeas—Messrs. Perry, Austin, Williams, Corley and Galbraith—5

Nays—0.

Ordered that the Secretary publish the same in the Floridian & Journal, Southern Confederacy, Sunny South and East Floridian.

Mr. Austin offered, and Mr. Williams seconded, the following:

Resolved, That the Register and Treasurer be authorized to turn over to the Attorney-General such land notes as are overdue a period of one year, and that he be authorized to enforce the collection of the same by suit or otherwise and be allowed commissions for the same.

Resolution adopted, the vote being:

Yeas—Messrs. Perry, Austin, Corley and Williams—4.

Nays—0.

Mr. Galbraith was excused from voting.

Accounts of McDougall & Hobby for \$55.63 were audited, allowed and ordered to be paid.

Letter from Hon. D. L. Yulee, dated August 30th, 1860, was read and Secretary ordered to answer, informing him that the Board required the semi-annual

reports to be made in the manner and the time required by law.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, March 8th, 1861.

The Board met.

Present: J. B. Galbraith, Attorney-General.

H. A. Corley, Register.

R. C. Williams, Comptroller.

C. H. Austin, Treasurer.

Mr. Corley moved that Mr. Galbraith be chosen President pro tem. during the absence of the President.

Unanimously adopted.

Communication from W. L. Criglar, relative to cleaning out Yellow River, was read and ordered to be filed.

The petition of John M. McIntosh, relative to certain lands purchased of the United States, was read and the following resolution unanimously adopted, viz:

Resolved, That the Salesman of this Board reserve from sale the $S\frac{1}{2}$ of $NE\frac{1}{4}$ and $S\frac{1}{2}$ of $NW\frac{1}{4}$, Section 4, Township 14, South of Range 15, East.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, March 14th, 1861.

The Board met.

Present: J. B. Galbraith, Attorney-General.

H. A. Corley, Register.

C. H. Austin, Treasurer.

B. C. Williams, Comptroller.

The following was offered by Mr. Corley and seconded by Mr. Austin:

Whereas, An injunction has been sued out against this Board enjoining them from cleaning out a part of the Apalachicola River and making any surveys preparatory thereto, as contemplated by the resolution adopted by this Board on the 18th of February, A. D. 1861; Therefore,

Resolved, That the City of Apalachicola be informed thereof.

Resolved further, That these resolutions be communicated to the Mayor of Apalachicola with a copy of the injunction so served.

The vote was:

Yeas—Messrs. Galbraith, Williams, Austin and Corley—4.

Nays—0.

Adopted.

Mr. Williams offered, and Mr. Corley seconded, the following:

Resolved, That those persons who have been appointed by this Board as Directors in the various railroad companies in the State be and they are hereby authorized to demand and receive for the Board all such certificates of stock in said companies as may be due the Internal Improvement Fund from said companies.

The vote was:

Yeas—Messrs. Galbraith, Williams, Corley and Austin—4.

Nays—None.

Resolution adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. of B. T. In. Im. Fund.

Tallahassee, March 15th, 1861.

The Board met.

Present: John B. Galbraith, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

R. C. Williams, Comptroller.

The account of Dyke & Carlisle for printing, to the amount of (\$56.00) fifty-six dollars, allowed and ordered to be paid.

On the presentation and reading of the letter of Bankers Samuel Harris & Sons, of Baltimore, dated 7th March, 1861, Mr. Austin offered the following:

Whereas, With a view to an understanding of the true position of the Trustees of this Fund the Attorney-General be and is hereby requested to furnish his written legal opinion upon the following points: First, Is the State of Florida bound for the railroad bonds beyond the extent of the Internal Improvement Fund? Second, Is the Internal Improvement Fund bound for the principal of the Railroad Bonds? Third, At what period of time or at what condition of affairs are the Trustees bound to proceed to a public sale of a road?

Which, on the motion of Mr. Austin, was unanimously adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, April 13th, 1861.

The Board met.

Present: John B. Galbraith, Attorney-General.

Robt. C. Williams, Comptroller.

H. A. Corley, Register.

C. H. Austin, Treasurer.

The report of John Bradford, to inspect and report on the Florida Railroad, was read and accepted, said report having set forth that said road was ironed in the manner required by law from the 145½ mile from Fernandina to the west end of Way, the terminus of the track, a distance of 9 1-18 miles. The Florida Railroad Company, through their agent, F. H. Bassett, made application for guarantee of interest on bond of said company for Equipment Bonds for said 9 1-18 miles.

Mr. Austin moved that the Trustees guarantee interest on the bonds of the Florida Railroad Company for nine miles, at the rate of \$2,000 per mile, amounting to \$18,000.

Which was adopted, the vote being:

Yeas—Messrs. Galbraith, Williams, Corley and Austin.—4.

Nays.—0.

Ordered that the Treasurer deliver the bonds when signed to the agent of said company.

A letter from Geo. W. Call, secretary, etc., of the Florida Railroad Company, enclosing semi-annual statement of the gross receipts and net earnings of said company for six months, ending February 29th, 1860, and for five months ending July 31st, 1860, was read and postponed.

The following were read and ordered to be postponed for future action: A letter from Foster & Thompson, relative to payment of interest on Florida Railroad bonds. A letter from James E. Broome, asking to pay for Internal Improvement lands purchased by him in In. Im. Bonds. A communication from Geo. R. Foster, Secretary and Treasurer of the F. A. & Gulf Central Railroad Co., inclosing coupons, etc. A letter from W. J. D. Collins et al., relative to improving the navigation of Yellow river.

Account of C. S. Reynolds, for advertising swamp and overflowed lands to the amount of \$5, audited and allowed.

The opinion of Attorney-General Galbraith on certain questions submitted to him by resolution of the Board was read and 75 copies ordered to be published.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

— — —

Tallahassee, April 26th, 1861.

The Board met.

Present: M. S. Perry, Governor.

Jno. B. Galbraith, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

R. C. Williams, Comptroller.

The following preamble and resolution was offered by Mr. Corley:

Whereas, John Westcott has in writing suggested the great advantages which would result to the Internal Improvement Fund by the reclamation of the lands in the basin of the upper St. Johns south of Township twenty (20), subject to partial and general overflow; and

Whereas, said John Westcott has proposed to the Board to make the necessary examinations and surveys and run the necessary levels to ascertain the practicability of draining said lands, asking to be remunerated only out of the enhanced value of the lands over the present fixed price, resulting from the success thereof; or, in the alternative, that he be only reimbursed for the actual expense incurred by him, not exceeding eight hundred dollars, and to be further paid the usual compensation in such cases, provided the improvement of the land becomes a success based on his survey and report; and

Whereas, the Board deems such proposition reasonable; therefore it it

Resolved, That said John Westcott be and is hereby authorized to proceed to make the necessary survey and also the necessary levels to ascertain the practicability of draining the lands in the region mentioned, and that he do make a full report with his opinion in reference to the object proposed to the Board of Trustees, and the Trustees reserve to themselves the right to determine which of the alternatives for compensation shall be accepted, until said report shall be made.

Adopted, the vote being:

Yeas—Messrs. Perry, Austin, Williams, Corley Galbraith—5.

Nays—None.

The Treasurer was authorized to pay bill of Otto & Longenhart, amounting to \$8, for printing.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE.

Sec'y B. T. In. Im. Fund.

Tallahassee, May 27th, 1861.

The Board met.

Present: M. S. Perry, Governor.

C. H. Austin, Treasurer.

R. C. Williams, Comptroller.

John B. Galbraith, Attorney-General.

Mr. Williams offered and Mr. Galbraith seconded the following resolution:

Resolved, 1st, That those members of the Board of Trustees of the Internal Improvement Fund, who were appointed under resolution of this Board adopted at their meeting of the 5th of March, 1861, as directors in the various railroad companies, accepting the provisions of the act approved January 6th, 1855, entitled "An Act to provide for and encourage a liberal system of Internal Improvements in this State," be and the same are hereby appointed to represent the stock of the fund in the meetings of the stockholders of the several roads to which they had been designated as such directors.

Resolved, 2d, That the Secretary of this Board certify in due form to each member so appointed the action of the Board and that the Treasurer furnish them with a statement of the amount of stock owned by the Fund in each of the railroad companies.

Which was unanimously adopted.

Mr. Galbraith offered the following:

Resolved, That the Treasurer of the Internal Improvement Fund be and he is hereby authorized and required to pay the July interest of the Pensacola & Georgia Railroad Company bonds, and if necessary for that purpose, to sell any bonds or other assets of the Fund at not less than seventy cents on the dollar, (being thirty per cent. discount); or to hypothecate or pledge said securities for the same purpose.

Which, on motion, was unanimously adopted.

On motion, the Board adjourned.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, September 27th, 1861.

The Board met.

Present: Jno. B. Galbraith, Attorney-General.

C. H. Austin, Treasurer.

H. A. Corley, Register.

R. C. Williams, Comptroller.

Mr. Corley offered the following, which was unanimously adopted:

Resolved by the Board of Trustees of the Internal Improvement Fund, That the Salesman of this Board be required to withhold from sale for three years, the following lands, to-wit: Lots 8, 12, 13, 9 and 11, Section 5; lots 11 and 12, Section 4; lots 6, 11, 14, 12 and 13, Section 9; lots 3, 4, 8 and 11, 2, 5, 7 and 12, Section 8, and lots 1, 2 and 7, Section 17, in Township 6 South, Range 29 East.

Resolved, further, That James R. Sanchez be authorized to enter upon and drain said lands, and

that said Sanchez be further authorized to enter said lands, or any portion thereof, within three years from this date at the price of seventy-five cents per acre, provided that it shall be shown to this Board that said lands have been drained by the said Sanchez.

Resolved further, That the Secretary of this Board furnish the Salesman with a copy of these resolutions.

Mr. Corley offered, and Mr. Williams seconded, the following resolutions, viz.:

Resolved, That the Treasurer of the Board be directed to return to the President of the St. Johns & Indian River Canal Commissioners the funds deposited with him, the said Treasurer, by William D. Moseley, late president of said canal company, on rendering account, being one thousand, three hundred and three dollars and seventy-three cents (\$1303.73), and a draft on Joseph Husson in New York for eight hundred dollars.

Adopted, the vote being:

Yeas—Messrs. Galbraith, Williams, Corley and Austin—4.

Nays—None.

On motion, the Board adjourned.

J. B. GALBRAITH,
President pro tem.

Attest:

F. L. VILLEPIGUE,
Secretary B. T. In. Im. Fund.

Tallahassee, September 16th, 1861.

The Board met.

Present: M. S. Perry, Governor.

C. H. Austin, Treasurer.

R. C. Williams, Comptroller.

H. A. Corley, Register.

J. B. Galbraith, Attorney-General.

On motion, Mr. Corley was requested to act as Secretary.

Mr. Williams offered the following resolution:

Resolved, That the Treasurer be authorized to receive payment of the Sinking Fund due by the several railroad companies in guaranteed Internal Improvement Bonds of the companies. Said bonds to be received at the rate of 90 cents in the dollar, it being understood that this resolution is not to govern the future action of the Board in the premises as a fixed precedent.

Ayes—Messrs. Perry, Galbraith, Williams, Austin and Corley—5.

Nays—None.

So the resolution was adopted.

Account of Findeison for \$30 for binding and Standard office for advertising \$18, were presented and ordered to be paid

Governor Moseley's account presented and not acknowledged as correct.

On motion, the Board adjourned.

Attest:

Tallahassee, December 10th, 1861.

The Board met.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

John B. Galbraith, Attorney-General.

A communication from Hugh P. Watson, President of the Pensacola & Mobile Railroad and Manufacturing Company, was read.

Said petition asked the Trustees to grant certain lands to said company which were granted by act of the General Assembly of the State of Florida, entitled "An Act to grant alternate sections of swamp and overflowed lands to the Perdido Railroad Company," approved December 22d, 1859.

Mr. Galbraith offered the following:

Resolved, That the Board of Trustees of the Internal Improvement Fund by virtue of an act to grant alternate sections of lands patented to the State of Florida as swamp and overflowed lands to the Perdido Railroad Company, approved December 22d, 1859, passed pursuant to the 29th section of the Internal Improvement Act, do hereby grant to the said Perdido Railroad Company all alternate sections (commencing with either the even or odd numbered sections) of swamp and overflowed lands belonging to the State or the Internal Improvement Fund of the State of Florida, lying and being in the county of Escambia, and for six miles on each side of said railroad; Provided, That the said railroad be constructed and drained according to the provisions of an "Act to Provide and Encourage a Liberal System of Internal Improvements in this State," and the sale and transfer of the alternate sections thus granted shall be in accordance with the provisions of said last mentioned act.

The vote was:

Yeas—Messrs. Milton, Austin, Corley and Galbraith—4.

Nays—None.

So the resolution was adopted and the Secretary ordered to communicate the same.

On motion, the Board adjourned to meet on Wednesday, the 18th inst., at 10 o'clock.

Wednesday, December 18th, 1861.

The Board did not meet pursuant to adjournment.

Attest:

F. L. VILLEPIGUE,

Secretary B. T. In. Im. Fund.

Thursday, December 19th, 1861.

The Board met pursuant to call.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller. •

Mr. Galbraith offered the following resolution, viz:

Resolved, That the Attorney-General be and is hereby authorized to interfere in behalf of the Trustees by bill for injunction to prevent the sale of land levied on as the property of the Pensacola & Georgia Railroad Company, which may be or is subject to the lien created by the Internal Improvement Law, and especially in the case of John S. Mooring against the the said railroad company.

The vote on said resolution was:

Yeas—Messrs. Milton, Austin, Gwynn and Galbraith—4.

Nays—0.

So the resolution was adopted.

Mr. Galbraith offered the following:

Resolved, That this Board will receive in payment of all notes due for lands sold by the Internal Improvement Fund the Treasury notes issued by the State of Florida, according to the laws of the same, and the Treasurer and others collecting for the Board are authorized to receive for the Fund such Treasury notes; and such notes shall be received in payment for lands of Fund hereafter purchased.

The vote on said resolution was:

Yeas—Messrs. Milton, Galbraith, Austin and Gwynn—4.

Nays—None.

So the resolution was adopted.

Mr. Galbraith offered the following preamble and resolution, viz:

Whereas, This Board is informed that an injunction has been decreed against this Board in the case of Bailey vs. The Board of Internal Improvement Fund; and

Whereas, It is desirable that the questions involved in said suit should be determined at an early day; Therefore,

Resolved, That the attorney of the Board in this suit be and he is hereby authorized to consent to such appeal to the Supreme Court as he may deem proper and expedient.

The vote on the foregoing was :

Yeas—Messrs. Milton, Austin, Galbraith and Gwynn—4.

Nays—0.

So the resolution was adopted.

On motion, the Board adjourned to meet on the first Tuesday in January, A. D. 1862.

JOHN MILTON, President.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Saturday, January 4th, 1862.

The Board met pursuant to call.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

D. J. Mitchell made application to the Board not to forfeit and sell the tract of land entered by S. H. Mitchell and advertised by the Register as forfeited, which was discussed.

On motion, the matter was laid over and the Board adjourned until Monday morning 9 o'clock.

J. B. GALBRAITH,

President pro tem.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Monday, January 6th, 1862.

The Board met pursuant to adjournment.

Present: John B. Galbraith, President pro tem.

C. H. Austin, Treasurer.

H. A. Corley, Register.

Walter Gwynn, Comptroller.

The application of D. J. Mitchell not to sell the land entered by S. H. Mitchell and advertised for sale was taken up.

The petition of said Mitchell was read.

J. J. Russ was permitted to state his reasons why said sale should be urged.

Mr. Austin offered the following:

Resolved, That the Attorney-General be authorized to suspend or stop the forfeiture and sale of certain lands purchased by S. H. Mitchell upon the payment by said Mitchell, or his legal representatives, of the amount due on said land, as well as all costs that may have accrued in and about the contemplated forfeiture of the same.

Mr. Gwynn moved to amend said resolution by inserting the words "or legal assignee" after the words "legal representatives," which amendment was unanimously adopted.

The vote on the resolution as amended was:

Yeas—Messrs. Galbraith, Austin and Gwynn—3.

Nays—Mr. Corley--1.

So the resolution as amended was adopted.

Mr. Gwynn moved that in the case of the sale of the lands purchased by D. B. Fisher, and forfeited on account of non-payment of notes, the Register be authorized to make one bid in behalf of the Internal Improvement Fund, so as to secure the amount of the notes now due and also the expenses of the sale.

Which motion was unanimously adopted.

On motion, the Board adjourned until Tuesday,
the 14th day of January, 1862.

JOHN B. GALBRAITH,

President pro tem.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, January 20th, 1862.

The Board met by call of the President.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

Walter Gwynn, Comptroller.

Council Bryan's account for costs in the case of
Wm. Bailey vs. The Trustees, amounting to \$39.50,
and McDougall & Hobby's account for stationery
furnished the Register's office for \$1.50, were passed
and ordered to be paid.

On motion, the Board adjourned until to-morrow
afternoon at 4 o'clock.

JOHN MILTON.

Attest:

F. L. VILLEPIGUE.

Sec'y. B. T. In. Im. Fund.

Tallahassee, January 22d, 1862.

The Board met.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

The minutes of the last meeting were read and
approved.

A communication from J. G. Speer, Chairman of the Canal Commissioners of the St. Johns and Indian River Canal, requesting the Board to grant titles to said Commissioners for the remainder of lands selected by them in pursuance of an order of the Trustees of the Internal Improvement Fund.

Mr. Corley offered the following resolutions:

Be it resolved by the Board of Trustees of the Internal Improvement Fund, That in the opinion of this Board the 17th Section of the Act to Provide for and Encourage a Liberal System of Internal Improvements in this State, approved January 6th, 1855, authorizes them to pay out of the Internal Improvement Fund the lands therein appropriated for the construction of the St. Johns and Indian River Canal, only as the work progresses.

Be it further resolved, That in the opinion of the Board the lands mentioned in the 17th section of said act, which by the 7th Section of "An Act to Facilitate the Construction of the St. Johns and Indian River Canal," approved January 1st, 1857, the Canal Commissioners were authorized to receive from the Trustees of the Internal Improvement Fund 4,000 acres per mile, to be conveyed to such Canal Commissioners as the work progresses; and that the consideration stipulated to be paid for each 4,000 acres of land is the construction of one mile of the canal.

Be it further resolved, That in pursuance of the resolutions of the Board of Trustees adopted December 13th, 1859, approving the selections previously made by the Canal Commissioners, the Salesman of this Board is directed to reserve from sale for the benefit of said Commissioners the said lands so selected and approved, and will convey to them said lands to the extent of 4,000 acres per mile, when the considerations stipulated therefor shall be fully paid.

Be it further resolved, That in compliance with the request of the General Assembly under "Resolu-

tion concerning the Indian River Canal," approved December 13th, 1861, the resolutions heretofore adopted for the purpose of allowing to the Commissioners of the St. Johns and Indian River Canal the enhancement of value of the Swamp and Overflowed and Internal Improvement Lands lying south of Township 18 and east of Range 28, which expired on the 1st day of January, 1862, be revived and continued in force until the 1st day of January, 1864.

The vote on the foregoing resolution was :

Yeas—Messrs. Milton, Austin, Corley, Galbraith and Gwynn—5.

Nays—None.

A communication from J. G. Speer, Chairman Board Canal Commissioners, informing the Board of contract made for constructing St. Johns and Indian River Canal, was read and ordered to be filed.

Mr. Galbraith moved that a committee of three be appointed by the chair to consider and report upon the claim of D. W. Bisbee and others to lands granted for growing tropical fruit, and all matters appertaining thereto.

Which motion was adopted, and the chair appointed Messrs. Galbraith, Corley and Gwynn.

On motion, the Board adjourned.

Approved May 8, 1862.

J. B. GALBRAITH,

President pro tem.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, May 6th, 1862.

The Board met.

Present: John B. Galbraith, Attorney-General.
H. A. Corley, Register.
W. Gwynn, Comptroller.
C. H. Austin, Treasurer.

On motion, W. Gwynn, Comptroller, was appointed to represent the stock of this Fund in the P. & G. R. R. Company at their meeting of stockholders to be held this day, and the President pro tem. to grant certificate thereof.

On motion, the Board adjourned.

J. B. GALBRAITH,
President pro tem.

Attest:

F. L. VILLEPIGUE,
Secy. B. T. In. Im. Fund.

Tallahassee, May 8th, 1862.

The Board met.

Present: John B. Galbraith, Attorney-General.
C. H. Austin, Treasurer.
H. A. Corley, Register.
W. Gwynn, Comptroller.

The President of the P. & G. R. R. Co. made application for the Board to designate an acceptable person as engineer to report upon the construction of their road in the direction of Quincy.

The following was offered:

Resolved, That Mr. John Bradford is designated by this Board as a suitable person to report upon the condition and construction of so much of the P. & G. Railroad, between Tallahassee and Quincy, as he may be requested by the P. & G. R. R. Co. to examine and

report upon, in recordance with the Act to Provide for and Encourage a Liberal System of Internal Improvements in this State, approved January 6th, 1855.

The vote on the foregoing was :

Yeas—Messrs. Galbraith, Austin, Corley, and Gwynn.—4.

Nays—None.

J. B. GALBRAITH,

President pro tem.

Attest:

F. L. VILLEPIGUE,

Secy. B. T. In. Im. Fund.

Tallahassee, May 15th, 1862.

The Board met.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

H. A. Corley, Register.

J. B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

A report was received from Mr. John Bradford, who had been designated by the Board as a suitable engineer to report upon the condition and construction of a portion of the Pensacola & Georgia railroad; which report stated that the grading of the road had been completed and crossties furnished from Station 27 (west of Little River and East of Summit) to Station 158 (the end of the road at Quincy)—a distance of three and a half miles; that the track had been laid from the 7-mile point west of Tallahassee, to Station 832—a distance of eight and a half miles; also a side-track at Midway, of one thousand feet; and that the whole work had been done in a thorough and work-

manlike manner and in accordance with the specifications of the Internal Improvement Act and the modifications and amendments thereto.

An affidavit was filed by Edward Houstoun, President, and William Bailey, G. A. Chaires and D. W. Gwynn, Directors of the Pensacola & Georgia Railroad Company, that four hundred tons of iron of good quality and necessary quantity to lay three and a half miles of track, had been purchased and was within the jurisdiction of the State—all of which was to be paid for with the proceeds of the bonds to be issued under the Internal Improvement Act; and that said quantity of iron was in addition to that upon which bonds had already been issued.

The following resolution was unanimously adopted:

Resolved, That this Board will guarantee the interest on the bonds to be issued by the Pensacola & Georgia Railroad Company for the construction and grading of said railroad, from Station 27, west of Little River and east of Summit, to Station 158, the end of the road at Quincy, a distance of three and a half miles, at the rate of seventy-two hundred dollars per mile.

Provided, that before said bonds are guaranteed, the usual bond required by law shall be filed with the Treasurer.

Resolved further, That the Board will guarantee the interest of the Equipment Bonds to be issued by said company for laying the track of said road from the 7-mile point west of Tallahassee, to Station 832, a distance of eight and a half ($8\frac{1}{2}$) miles, at the rate of two thousand dollars per mile.

Mr. Corley offered the following resolution:

Be it Resolved by the Board of Trustees of the Internal Improvement Fund, That the Treasurer of this Board be authorized and directed to receive in

payment for lands and bonds the coupons of any bond the interest whereof is guaranteed by this Board, provided the said coupons are due.

Mr. Galbraith moved that the resolution be laid upon the table.

Upon which motion the vote was:

Yeas—Governor Milton, Mr. Austin and Mr. Galbraith—3.

Nays—Mr. Corley and Mr. Gwynn—2.

So the resolution was laid upon the table.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,

Secretary pro tem.

Tallahassee, May 20th, 1862.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Corley offered the following resolution, which was unanimously adopted:

Resolved, by the Board of Trustees of the Internal Improvement Fund, That the salesman be authorized to sell to Mrs. L. V. Shuler, widow of John Shuler, deceased, or to the heirs of said John Shuler, the fractional E. $\frac{1}{2}$ of N. E. $\frac{1}{4}$ and E. $\frac{1}{2}$ of S. E. $\frac{1}{4}$ of section 17, Township 3 North, Range 3 East, at one dollar and twenty-five cents per acre, upon the relinquishment of all claims of pre-emption of the said John Shuler to said lands under the laws of the United States.

Mr. Austin offered the following resolution :

Resolved. That the Trustees of the Internal Improvement Fund will not sign the guarantee of any railroad bonds issued under the act of January 6, 1855, in which the words "United States of America" are contained, or the coupons of which are expressed to be payable in the city of New York; and that the Secretary of the Pensacola & Georgia Railroad Company be requested to surrender to the Comptroller such bonds in his hands as have been signed by a part of the Trustees; and that the Trustees who have signed the same be requested to withdraw their signatures.

Governor Milton stated that he had signed some of the bonds under misapprehension, and therefore asked to be excused from voting on the resolution, and he was excused accordingly.

Upon the question of the adoption of the resolution, the vote was:

Yeas—Messrs. Austin, Gwynn and Corley—3.

Nays—None.

So the resolution was adopted.

The following resolution was unanimously adopted:

Resolved, That the office of Secretary of this Board be and the same is hereby discontinued.

On motion, Mr. Corley was requested to act as Secretary pro tem. of this Board.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, May 28th, 1862.

The Board met.

Present: John B. Galbraith, Attorney-General.
Charles H. Austin, Treasurer.
Walter Gwynn, Comptroller.
Hugh A. Corley, Register.

Mr. Galbraith offered the following resolution:

Resolved, That the certificate required by law to be placed upon the bonds of the Pensacola and Georgia Railroad Company, recently authorized by resolution of this Board for work completed between Tallahassee and Quincy shall bear date as of the first day January, 1862; Provided, That said company shall deposit with the Treasurer sufficient funds to pay the interest on said bonds up to the fifteenth day of November next, or the corresponding coupons.

The vote upon the resolution was:

Yeas—Messrs. Galbraith, Gwynn and Corley—3.

Nays—Mr. Austin—1.

So the resolution was adopted.

The Pensacola and Georgia Railroad Company presented the bond for \$500, conditioned for the laying down the iron upon their road for three and a half miles up to the depot in the town of Quincy within six months, executed by Edward Houstoun, William Bailey and G. A. Chaires.

On motion, said bond was approved.

The Board then adjourned.

Approved. JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, November 15th, 1862.

The Board met.

Present: John Milton, Governor.

John B. Galbraith, Attorney-General.

Charles H. Austin, Treasurer.

H. A. Corley, Register.

The Secretary pro tem. read a report of the transactions of the Board for the past two years prepared for the purpose of transmission to the General Assembly through His Excellency the Governor.

Said report was adopted.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,

Secretary, pro tem.

Tallahassee, November 25, 1862.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register

His Excellency, the Governor, laid before the Board a communication from the Clerk of the House of Representatives, written in pursuance of a motion adopted by that body, requesting His Excellency to inform the House whether location has been made of the 500,000 acres of land given to the State by the Congress of the United States in the year 1841, and of the value of the said location, and whether any of the land remains unsold, and also whether any appropriation has been made of the proceeds to the

object to which the State engaged they should be faithfully applied, and whether any bridges, roads, canals and watercourses in any county of the State have been improved and swamps drained, or to what purpose said land has been applied.

The Board agreed upon a statement of the facts inquired about in said motion.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary, pro tem.

Tallahassee, November 28, 1862.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A letter was received from O. M. Avery, Chairman of the Committee on Internal Improvements of the House of Representatives, asking to be informed of all matters concerning the St. Johns and Indian River Canal in possession of the Board.

The Board directed the Secretary pro tem. to communicate to Mr. Avery a statement of all proceedings of the Board connected with the construction of said canal and the amount of land conveyed and moneys paid to said Commissioners.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, December 17, 1862.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Comptroller Gwynn presented ten guaranteed bonds of the Florida Railroad Company held by him on account of the School and Seminary Funds, and demanded payment of the interest due thereon.

Mr. Corley offered the following resolution:

Resolved, That the Treasurer of this Board pay to Walter Gwynn, Comptroller, the interest due upon ten guaranteed Internal Improvement Bonds of the Florida Railroad Company held by him on account of the School and Seminary Funds.

On motion said resolution was postponed until January next.

On motion, it was ordered that the Secretary pro tem. of this Board transmit to the St. Johns and Indian River Canal Commissioners a copy of an act passed by the General Assembly of Florida, entitled "An Act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal, approved January 1st, 1857, and for other purposes," and to demand of said Commissioners a compliance with the directions and requirements of said act at as early a day as practicable, and also to inquire of them when and where they will be prepared to do so.

On motion, the Treasurer was directed to pay to Oscar Hart, Assistant Secretary of State, \$3.00 for a certified copy of the "Act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal and for other purposes," and also to William

M. McIntosh \$15.00 for his services as Clerk in recording notes in the Attorney-General's office.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, December 18, 1862

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Thomas Baltzell, Esq., presented an account against the Board for one thousand dollars for his services as solicitor in the suit of William Bailey against the Board.

On motion, the consideration of said account was postponed until the next meeting of the Board.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,
Secretary, pro tem.

Tallahassee, January 6th, 1863.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith offered the following resolution:

Resolved, That Antonio A. Canova be and he is hereby requested and authorized to represent this

Board and the stock held by the Trustees of the Internal Improvement Fund, or to which they may be entitled in the Florida Atlantic & Gulf Central Railroad Company at the next meeting of the stockholders of said road, and to report to this Board his proceedings in reference to the same and the said representative of the Board is hereby required and instructed, if possible, to obtain and report to this Board a full and complete statement of the financial condition of said company.

Upon the adoption of said resolution the vote was:

Yeas—Governor Milton, Messrs. Galbraith, Austin, and Corley—4.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

JOHN MILTON, President.

Attest:

HUGH A. CORLEY,

Sec. pro tem.

Tallahassee, January 19th, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

C. H. Austin, Treasurer.

Hugh A. Corley, Register.

A letter was received from several of the Directors of the Florida, Atlantic and Gulf Central Railroad requesting that this Board be represented in the approaching meeting of the stockholders of said road by one of the members of this Board and not by proxy.

On motion, Mr. Austin was requested to represent this Board in the next meeting of the stockhold-

ers of the Florida, Atlantic and Gulf Central Railroad.

The Board then adjourned.

JOHN MILTON, President.

Attest

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, January 31, 1863.

The Board met.

Present: John Milton, Governor.
Charles H. Austin, Treasurer.
Walter Gwynn, Comptroller.
John B. Galbraith, Attorney-General.
Hugh A. Corley, Register.

The minutes of the proceedings of the Board since the 15th of May last were read and approved.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, February 6th, 1863.

The Board met.

Present: C. H. Austin, Treasurer.
Walter Gwynn, Comptroller.
J. B. Galbraith, Attorney-General.

The following resolution was unanimously adopted:

Resolved, That Joseph N. Whitner be and he is hereby requested and appointed to examine the construction and track laying on that portion of the Pensacola and Georgia Railroad between the fifteen mile station west of Tallahassee to Quincy, about eight and a half miles, and to report to this Board relative to the same, according to the provisions of the Internal Improvement Act.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, February 18, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Austin offered the following resolution:

Resolved, That the Treasurer be authorized to receive from the Florida Atlantic and Gulf Central Railroad Company their bonds at the same rate per dollar as was allowed the Tallahassee Railroad Company and the Florida, Atlantic & Gulf Central Railroad Company in payment of their sinking fund to date.

Mr. Corley offered the following as a substitute for said resolution:

Resolved, That whenever any railroad company shall pay to the Trustees one-half of one per cent on the amount of indebtedness or bond account as provided to be paid every six months as a sinking fund by Section 12 of the Internal Improvement Act; the Board will direct the investment thereof in the class of securites named in Section 2 of said Act, or apply the same to the purchase of the outstanding bonds of the Company as shall seem to this Board best for the interests of the Fund and the bondholders.

Mr. Austin accepted said substitute in lieu of the original resolution; and upon the question of its adoption, the vote was:

Yeas—Governor Milton, Messrs. Gwynn, Austin, Galbraith and Corley—5.

Nays—None.

So the resolution was adopted.

Mr. Austin offered the following resolution:

Resolved, That the money paid in by the Florida Atlantic and Gulf Central Railroad Company, as a sinking fund for the last six months be applied to the purchase of bonds of said company.

Mr. Galbraith offered the following as a substitute for said resolution :

Resolved, That the Treasurer of the Board be authorized and required to invest the amount received from the Florida Atlantic and Gulf Central Railroad Company on account of sinking fund in the bonds of the Confederate States or of the State of Florida. Upon the question of the adoption of the substitute the vote was :

Yeas—Governor Milton, Messrs. Gwynn, Galbraith and Corley—4.

Nays—Mr. Austin—1.

So the substitute was adopted Mr. Galbraith offered the following resolution :

Resolved, That the Treasurer of the board is hereby authorized to receive the amount deposited in the Bank of St. Johns to the credit of the Trustees of the Internal Improvement Fund by the Florida Atlantic and Gulf Central Railroad Company for the sinking fund.

Upon the adoption of the resolution, the vote was :

Yeas—Governor Milton, Messrs. Gwynn, Galbraith and Corley—4.

Nays—None.

So the resolution was adopted.

Reports were received from the Pensacola and Georgia Railroad Company, showing their gross receipts, and expenses for the six months ending December, 1861, and for the six months ending June 30, 1862, which were received and placed on file.

Benjamin F. Whitner, Esq., who had been appointed to examine the tracklaying upon a part of the Pensacola I. I.

cola and Georgia Railroad reported the iron laid upon said road from Station 832 to the town of Quincy "comprising about eight miles exclusive of the side tracks at Gees Station, and at Quincy of about 1000 feet each which report was read and the consideration thereof postponed until next meeting.

Mr. Corley offered the following preamble and resolutions:

Whereas the General Assembly of the State of Florida at its last session by a resolution requiring information to be furnished by the Internal Improvement Board with regard to the management of certain railroads," required this Board to obtain from the railroad companies whose roads have been constructed or are in course of construction on routes indicated in the fourth section of "an act to provide for and encourage a liberal system of internal improvements in this State," a statement of certain facts set fourth in said resolution, therefore:

Resolved, That the Pensacola and Georgia Railroad Company, the Florida Atlantic and Gulf Central Railroad Company, the Florida Railroad Company, the Tallahassee Railroad Company and the Alabama and Florida Railroad Company be and they are hereby requested to furnish to this Board, a statement showing the number of miles of road completed by them on the first day of January, 1863, a statement of the work done on the uncompleted part of their road, if any part thereof should be uncompleted, the number of acres of land reserved for their roads respectively under the land grants, the number of bonds endorsed for them respectively by the Trustees of the Internal Improvement Fund, the number of said bonds held by the company, the number issued, to whom and on what account, the actual cost per mile of the road, the amount of rolling stock and its cost, the amount in cash paid from the Internal Improvement Fund on the interest

account, the amount invested by the Internal Improvement Board in the bonds of the road, the amount due by said companies for interest remaining unpaid on the 1st of January, 1863, the amount of private subscription to the stock of each company, the amount received by each company on account of private subscription, either in cash or notes stating the amounts of each, the amount of county subscriptions and the amount received therefrom either in cash, bonds or notes, stating the amount of each and the county subscribing, and also any other facts relating to the condition and management of the road which may be matters of public interest.

Resolved further, That said companies are requested to furnish to this Board copies of their reports from the commencement of work on their roads respectively to the present time.

Upon the adoption of said preamble and resolutions, the vote was:

Yeas—Governor Milton, Messrs. Austin, Galbraith and Corley—4.

Nays—None.

So the preamble and resolutions were adopted.

Mr. Corley offered the following resolutions:

Resolved, That John B. Galbraith, Esq., be authorized and requested to demand of the late commissioners of the St. Johns and Indian River Canal, a compliance with the directions and requirements of "an act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal approved January 1, 1857 and for other purposes," and the said John B. Galbraith is hereby authorized to receive from said commissioners all goods, chattels, moneys, rights, credits, books and papers and all property of whatsoever kind belonging to or under the control of said commissioners and releases or other deeds of conveyance for all lands and real estate owned by said commissioners,

and such statements and reports as are required by said act and the said John B. Galbraith is authorized to give such receipts and acquitances in the name of this Board as may be required upon the compliance by said Commissioners with the provisions of said act.

Resolved, That the said J. B. Galbraith shall make such demand either upon the Secretary or Chairman of said Commissioners in person and in case of a failure to comply therewith, within a reasonable time, he shall report the fact to this Board.

Upon the adoption of the resolutions the vote was:

Yeas—Governor Milton, Messrs. Austin and Corley—3.

Nays—None. .

So the Resolutions were adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro. tem.

Tallahassee, February 25th, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The report of Joseph N. Whitner, engineer appointed to examine a portion of the Pensacola and Georgia Railroad which had been read at the last meeting and postponed, was taken up for consideration.

Mr. Galbraith offered the following resolution:

Resolved, That this Board will guarantee the interest on bonds to be issued according to law by the Pensacola and Georgia Railroad Company for equipment of that portion of their road lying between sta-

tion 832 and the town of Quincy, including side tracks, making altogether eight miles and a half.

Upon the adoption of the resolution, the vote was:

Yeas—Governor Milton, Messrs. Gwynn, Austin, Galbraith and Corley—5.

Nays—None.

So the Resolution was adopted.

Mr. Corley offered the following resolution:

Resolved, That the Treasurer of the Internal Improvement Fund, be authorized to pay the coupons of the bonds of the Pensacola and Georgia Railroad Company due July, 1861 to the amount of \$5,000 upon the surrender by Edward Houstoun of the agreement made by said Treasurer in pursuance of resolution of this Board adopted May 27, 1861.

Upon the adoption of the resolution the vote was:

Yeas—Governor Milton, Messrs. Gwynn, Austin, Galbraith and Corley—5.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, April, 25th, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. F. C. Barrett on behalf of the Florida Railroad Company presented the reports of said company showing their earnings and expenditures from August 1, 1861, to February 1, 1862, and from February 1, 1862 to August 1, 1862, showing the net earnings for said periods to be \$6,395.30, said reports being sworn to by

David L. Yulee, President, and James E. Broome and Philip Dell, directors of said road.

On motion, the said reports were received and the treasurer was authorized to receive payment of one-half of said net earnings in coupons of the guaranteed bonds of said company.

On motion the Comptroller was instructed to invest the amount paid by the Florida Railroad Company on account of sinking fund in seven per cent. Confederate States Bonds.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, May 4, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith offered the following resolution: Resolved. That Walter Gwynn, Comptroller, be and he is hereby appointed to represent the stock to which this board is entitled in the Pensacola and Georgia Railroad Company at the next meeting of stockholders.

Which resolution was unanimously adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, May 23rd, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

The following report from John B. Galbraith, Esq., Attorney-General, was received and read:

Tallahassee, March 30th, 1863.

To the Board of Trustees of the Internal Improvement Fund, State of Florida.

Gentlemen: According to a resolution of your board adopted February 18th, 1863, authorizing and requesting me to demand of the late commissioners of the St. Johns and Indian River Canal a compliance with the directions and provisions of the "Act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal approved January 1, 1857, and for other purposes." I proceeded by appointment with the said commissioners to the town of Ocala where I met the chairman of the board of commissioners, J. G. Speer and the secretary of the board, James O. Devall, who had been authorized by Resolution of the Board of Canal Commissioners to attend at that place and make such transfer as was contemplated by the said act. From the said chairman and secretary, I obtained a deed herewith enclosed re-conveying to the board of trustees of the Internal Improvement Fund the real and personal property, books, papers, &c., vested in them, the commissioners, for the said Canal Company. I also obtained possession of the books and papers belonging to said Canal Commissioners (such having been stated to me by the chairman and secretary to be all belonging to the Canal Commissioners), and also the seal of the same. I agreed on behalf of the Board to pay such salaries and current claims as were due by the Commissioners or canal management as might be found to be lawful and correct, and such as had accrued previous to the passage of the above act. Amongst the books and papers turned over will be found a statement of the land sales, bonds &c., as also of the expenditures of said commissioners and the

amount of work done on said canal, &c. All of which is submitted.

Respectfully,

JOHN B. GALBRAITH.

Note—For full account of the St. Johns and Indian River Canal, see Appendix to Journals of the Legislature for 1863, P. 57, &c.

A letter was received from James G. Speer claiming that there was due him by the late commissioners of the St. Johns and Indian River Canal about three thousand dollars, and proposing to receive from this Board in payment therefor the bonds of said commissioners.

Governor Milton offered the following resolution:

Resolved, That the railroad companies in the State who have accepted the provisions of the Internal Improvement act be and they are hereby requested to furnish to this board a report or statement showing the amount of their bonds, if any, guaranteed by this board according to law, and still in their possession and undisposed of for the purposes contemplated in said act.

And that the said railroad companies do further inform this board to whom the bonds of their respective railroad companies have been sold, and give any information they possess as to the present holders of said bonds, and that the secretary do furnish the presidents of said companies with copies of this resolution.

Which resolution was adopted.

On application of the Comptroller for payment of interest coupons of the guaranteed bonds of the Florida Railroad Company held by the School Fund, on motion of Mr. Austin it was

Resolved, That the subject of further payment of interest on these Bonds be referred to the Attorney-General with request that he furnish his legal opinion to this Board.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, May 30, 1863.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Governor Milton offered the following resolution:

Resolved, That in consideration of the exigencies of the country and the great public necessity for railroad iron in the defences of the same, the trustees of the Internal Improvement Fund, do hereby give their consent and so far as they have authority or power, so to do, do authorize the President and Directors of any railroad company in the state which has accepted the provisions of the Internal Improvement Act, to lend or sell to the Government of the Confederate States, any portion of the iron on their respective roads which the Confederate Government may desire to borrow or purchase for the purpose of more effectually defending the country during the continuance of the existing war.

Which resolution was adopted.

The Board then adjourned.

Tallahassee, June 25, 1863.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Corley offered the following resolution:

Resolved, That the Treasurer of this Board be authorized and directed to pay the coupons upon the guaranteed bonds of the Pensacola and Georgia Railroad company to the amount of nine thousand dollars:

Upon the question of the adoption of the resolution the vote was:

Yeas—Governor Milton, Messrs. Austin, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

Mr. Edward Houstown, president of the Pensacola and Georgia Railroad Company submitted the following proposition:

To the Honorable the Trustees of the Internal Improvement Fund of the State of Florida.

Gentlemen: You hold thirty-nine thousand dollars of the first mortgage guaranteed Bonds of the Pensacola and Georgia Railroad Company which you purchased from this company for ninety cents in the dollar. I desire to purchase these bonds and will give you par and interest for them, and hope you will accept this proposition.

Respectfully,

E. HOUSTOWN.

Tallahassee, June 25th, 1863.

Which was read and the consideration thereof was postponed until the next meeting.

Governor Milton offered the following resolution:

Whereas, It is rumored that there has been a sequestration and sale by authority of the Confederate Government of the stock and bonds of the Florida Railroad owned by alien enemies: And whereas, we have had no notice of such intended sale, nor seen any notice thereof:

Be it resolved, That the Hon. John B. Galbraith, the Attorney-General of the State, be authorized and instructed to ask of Judge Hawkins an order upon the clerk of the Confederate Court at Lake City for an exemplification of the entire proceedings in regard to said sequestration and sale.

Upon the question of the adoption of said resolution the vote was:

Yeas—Governor Milton, Messrs. Austin and Corley—3.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, June 30, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. Galbraith offered the following preamble and resolution:

Whereas it is made known to this Board that certain parties have purchased and design purchasing the swamp and overflowed lands belonging to the Internal Improvement Fund lying upon the coast suitable for purposes of making salt, with an object to monopolize and speculate in the same; and whereas it is desirable in the great crisis and necessities of our country that the people should not be precluded or hindered by such means from manufacturing one of the absolute necessities of life, i. e., salt, but should each one have the privilege of occupying as much land as is actually necessary to him, according to the extent of his salt works, for manufacturing this article. Therefore, Resolved, That the salesman of this board be and he is hereby instructed to withdraw from sale until the further instructions of this Board all swamp and overflowed lands lying within two miles of the coast or marsh unless it shall be made to appear to him that said lands are purchased for the purposes of cultivation and not for the purposes of salt making.

Mr. Corley offered the following as a substitute for said resolution:

Resolved, That the salesman be instructed not to sell to any one person or firm more than one hundred and sixty acres of land within two miles of the coast or marsh (said lands to lie in one body) and shall require from all such purchasers an affidavit that he is engaged in the manufacture of salt, and that the land applied for embraces his salt works or is necessary thereto for the purpose of obtaining fuel, and that he does not enter the same for speculation, but for his own use or benefit, or that the lands are applied for for the purposes of cultivation—and further that the applicant is not interested in the entry of lands made by any other person or firm within two miles of the coast.

Upon the question of substituting the last resolution in lieu of the one offered by Mr. Galbraith, the vote was:

Yeas—Messrs. Gwynn and Corley—2.

Nays—Messrs. Galbraith and Austin—2.

So the substitute was rejected.

Upon the question of adopting the [redacted] original preamble and resolution the vote was:

Yeas—Messrs. Galbraith, Austin and Corley—3.

Nays—Mr. Gwynn—1.

So the preamble and resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, June 30, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

The following resolution was unanimously adopted.

Resolved, That the salesman of the Board be and he is hereby authorized to sell the swamp lands lying in Township 8, South of Range 8, West, describing the parts sold by metes and bounds and estimating the area thereof.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, July 27th, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. F. C. Barrett on behalf of the Florida Railroad Company presented the report of the earnings and expenditures of said road from August 1, 1862 to February 1, 1863.

Walter Gwynn was appointed Treasurer pro tem of this Board during the temporary absence of Mr. Austin.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, August 19, 1863.

The Board met.

Present: John Milton, Governor.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith was authorized to employ associate

counsel to consult with reference to the questions involved in the proceedings lately had in the Confederate States District Court under the Sequestration Act against the Florida Railroad Company.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, August 26, 1863.

The Board met.

Present: John Milton, Governor.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

On motion of Governor Milton, it was unanimously

Resolved, That the price of Internal Improvement Lands be raised one hundred per cent. upon the original appraisement, and the price of swamp and overflowed lands be raised to two dollars and fifty cents per acre, and that nothing shall be received in payment for said lands except Gold or Silver or Florida Treasury notes. Provided that persons whose applications are now on file, shall not be affected by this resolution.

Ordered, That notice of the adoption of said resolution be published in the Floridian and Journal, Sentinel, Columbian and Cotton States.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, September 11, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Governor Milton offered the following resolution:

Resolved by the Board of Trustees of the Internal Improvement Fund, That all the lands belonging to said fund are hereby withdrawn from market. Provided, That persons whose applications are now on file may be permitted to perfect their entries.

Mr. Austin offered the following amendment:

Insert after the word "market" the words "except to such persons as may desire to enter lands for their own use and for the purpose of actual settlement and cultivation, or for the use of an adjoining farm owned by them, who shall be permitted to enter 160 acres at the following prices, to-wit: \$2.50 per acre for swamp lands, and one hundred per cent. upon the appraised value for Internal Improvement lands."

Upon the question of adopting Mr. Austin's amendment the vote was:

Yea—Mr. Austin—1.

Nays—Governor Milton, Messrs. Gwynn, Galbraith and Corley—4.

So the amendment was rejected.

Mr. Gwynn moved to amend the resolution by inserting after the word "market" the words "except to such persons as may desire to enter lands which shall have been cultivated and improved by them, or for the use of an adjoining farm owned by them, who shall be permitted to enter 160 acres at the following prices, to wit: \$2.50 per acre for swamp lands, and one hundred per cent upon the appraised value for Internal Improvement lands."

Upon the question of adopting Mr. Gwynn's amendment the vote was:

Yeas—Messrs. Gwynn, Austin and Corley—3.

Nays—Governor Milton and Mr. Galbraith—2.

So the amendment was adopted.

Upon the adoption of the resolution as amended the vote was:

Yeas—Governor Milton, Messrs. Gwynn, Austin, Galbraith and Corley—5.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, October 12, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. Galbraith offered the following Resolution:

Resolved, That the Treasurer of the Board be, and he is hereby authorized to invest thirty thousand dollars of the money in his hands belonging to the Internal Improvement Fund in Confederate Bonds known as "Cotton Bonds."

Upon the adoption of the Resolution the vote was:

Yeas—Messrs. Galbraith, Austin, Gwynn and Corley—4.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, October 16, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following resolution was offered:

Whereas, the General Assembly of this state by the 8th section of "an act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal approved January 1, 1857 and for other purposes" provided that the attorney-general "shall file an application before the Supreme Court for a rehearing in the case of the trustees of the Internal Improvement Fund vs William Bailey." So therefore in consideration of the above cited provision of said act, the consent of this board is hereby given that such application shall be filed by the attorney-general in accordance therewith.

Upon the adoption of the resolution the vote was:

Yeas—Governor Milton, Messrs. Austin, Gwynn and Corley—4.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,

Sec. pro tem.

Tallahassee, October 31st, 1863.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Corley offered the following resolution:

Whereas, a portion of the moneys belonging to the School and Seminary Funds was invested by T. W. Brevard, Comptroller in guaranteed Internal Improvement Bonds of the Florida Railroad Company; and, whereas, such investment was reported to the General Assembly in the year 1858 and was acquiesced in by said body: Therefore

Resolved, That the Treasurer be authorized and instructed to pay the coupons due upon said guaranteed Internal Improvement Bonds of the Florida Railroad Company held by the Comptroller belonging to the school and seminary funds and numbered as follows: Nos. 228, 341, 342, 343, 254, 255, 256, 257, 258, 259 and 260.

Upon the adoption of said resolution, the vote was: Yeas—Governor Milton, Messrs. Gwynn, Galbraith, Austin and Corley—5.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, November 9, 1863..

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following resolution was unanimously adopted:

Resolved, That the Salesman of the Board be and he is hereby authorized to sell to F. M. Bryan such of the swamp lands lying in Township 8, South, of Range

8, West, as he may desire to purchase at 75 cents per acre, the Salesman describing the same by metes and bounds and estimating the area thereof, the sale of this land having been authorized by a resolution of the Board upon the application of Captain Bryan prior to the withdrawal of the swamp lands from market.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, November 23, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A communication was received from Edward Houstoun, president of the Pensacola and Georgia and Tallahassee Railroad Companies, submitting for the consideration of the Board a letter from J. M. Fairbanks, agent of commissioners for the collection and distribution of iron, and copy of orders to him to purchase or impress the rails, rolling stock, &c., of the Tallahassee Railroad Company.

On motion of Mr. Galbraith, the secretary pro tem was instructed to transmit to Col. Houstoun, a copy of the resolution adopted by the Board on the 30th of May last.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. pro tem.

Tallahassee, December 7, 1863.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Governor Milton offered the following resolution:

Resolved, That the trustees, not considering themselves the parties immediately interested in the case of William Bailey vs. the Trustees of the Internal Improvement Fund, but merely nominal parties thereto, did not advise any action by the Legislature to obtain a re-hearing of said cause as provided in the 8th Section of "an act to repeal an act to facilitate the construction of the St. Johns and Indian River Canal, approved January 1st, 1857, and for other purposes," approved December 10, 1862, and the consent of the Board that a petition for rehearing should be filed by the Attorney-General was intended as an act of courtesy to the General Assembly.

Upon the adoption of the resolution the vote was:

Yeas—Governor Milton, Messrs. Gwynn and Corley—3.

Nays—None.

Messrs Austin and Galbraith were excused from voting.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,

Sec. pro tem.

Tallahassee, December 19, 1863.

The Board met.

Present: John B. Galbraith, Attorney-General.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. Corley offered the following resolution:

Resolved, That the salesman be and he is hereby authorized to sell to John C. Chambers the lands applied for by him of the 18th of May, 1857, at \$2.50 per acre.

Which resolution was unanimously adopted.

An application was received from John Morrison to enter the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 and NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 30 in Township 3 North, of Range 17, West, at \$1.87 $\frac{1}{2}$ per acre instead of \$2.50 per acre, upon the grounds that the letter first applying for said lands was written on the day when the resolution was adopted increasing the price of said lands and that said lands were very poor and adjoined his farm.

On motion, ordered that said application be granted.

An application was received from Mathews Mickler to enter the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 2 in Township 2, South, of range 14, East at \$1.25 per acre, upon the ground that the said Mickler entered said land at said price from the U. S. Land Office at St. Augustine October 10, 1836, which said entry was cancelled by the United States Government, but the said Mickler was not advised of said cancellation until a few years ago, but had settled upon said land years ago, supposing it to be his own.

On motion, ordered that said application be granted.

The board then adjourned.

Attest:

HUGH A. CORLEY,

Secretary pro tem.

Tallahassee, February 23, 1864.

The Board met.

Present: John Milton, Governor.

C. H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following resolution was unanimously adopted:

Resolved, That the Treasurer of the Board be authorized and required to receive from the attorney of this Board such funds in Confederate money as he may have collected on notes belonging to the Internal Improvement Fund including the "Bee Hive," "Hoyer and Ludwig" and "June" notes, and that the Treasurer shall fund the same in Confederate Bonds, together with all other Confederate funds or moneys in his hands as Treasurer of this Board or which may be received by him up to the 20th day of March proximo, 1864.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, March 7, 1864.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Governor Milton moved that an appeal be taken to the Supreme Court of Florida from the decision of the Circuit Court of Leon County in the case of Thomas Baltzell vs. The Trustees of the Internal Improvement Fund. Upon agreeing to said motion the vote was:

Yeas—Governor Milton, Messrs. Gwynn and Galbraith—3.

Nay—Mr. Corley—1.

Mr. Austin was excused from voting.

So the motion was agreed to and appeal ordered.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, August 5, 1864.

The Board met.

Present: John Milton, Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith offered the following resolution which was unanimously adopted:

Resolved, That the Treasurer of this Board be and he is hereby authorized to pay to Thomas Baltzell, Esq., two thousand dollars in Confederate currency, this being the amount allowed him for professional services by decree of the Judge of the Circuit Court.

The Board then adjourned.

Attest:

HUGH A. CORLEY.
Secretary pro tem.

Tallahassee, August 10, 1864.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following accounts against the Board were presented, passed and ordered to be paid, viz:

Account of John B. Galbraith for traveling expenses to East Florida and back and professional services in settling the affair of the St. Johns and Indian River Canal Commissioners \$500.

Account of Messrs. Dyke and Sparhawk for printing \$143.50.

Account of Messrs. Dyke and Sparhawk for printing \$102.90.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, August 13, 1864.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following preamble and resolution was unanimously adopted:

Whereas, It has been made known to this Board that arrangements have been or are about to be made between the Confederate Government or the agents or officers thereof and the officers of the Florida Railroad Company and the Florida Atlantic and Gulf Central Railroad Company, whereby the Confederate Government proposes to purchase or in some other manner obtain the iron or portions of the iron on said railroads, and whereas this Board having a right and interest by virtue of law to be parties to this transaction, looking to the interests of the Internal Improvement Fund of which they are trustees, of the bond-holders of said companies whose bonds or the interest thereof they

have guaranteed and whose lien on said iron it is their duty in part to protect, considering the peculiar circumstances of the country and desiring to preserve the interests of Internal Improvement in all portions of the state, should take some action in the premises. Therefore

Be it Resolved, By the trustees of the Internal Improvement Fund, that we are willing to the purchase sale or removal by the Confederate States Government for military purposes of the iron upon any of the railroads which have been built under the provisions of the Internal Improvement Act upon such terms and conditions as will secure against loss all parties interested in said roads, and provided the amounts paid for said iron are so deposited or invested as to fully secure such interests. And that John B. Galbraith, Esq. be authorized and requested to take such steps as may be necessary and proper to carry out the wishes of the Board in this respect.

Resolutions of instruction to John B. Galbraith, Esq., to govern his action in the premises were read and adopted and furnished to Mr. Galbraith for his guidance.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, December 22d, 1864.

The Board met.

Present: Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Corley offered the following resolution:

Resolved, That the Treasurer of this Board be au-

thorized to pay to John B. Galbraith, Esq., five hundred dollars in part payment for collections upon bonds placed in his hands.

Upon the adoption of the resolution the vote was:
Yeas—Messrs. Austin, Gwynn and Corley—3.

Nays—None.

So the resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, January 4, 1865.

The Board met.

Present: John Milton, Governor.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Judge David S. Walker presented a petition from Mrs. Angelica C. Cooper praying to be permitted to purchase the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10, in Township 1, North, of Range 6, East, setting forth sundry reasons why her petition should be granted.

The following resolution was unanimously adopted:

Resolved, That the salesman be authorized to sell to Mrs. Angelica C. Cooper the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 in Township 1, North, of Range 6 East, at the rate of five dollars per acre.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary pro tem.

Tallahassee, January 16, 1865.

The Board met.

Present: John Milton, Governor.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following resolution was unanimously adopted. Resolved by the Board of Trustees of the Internal Improvement Fund, That Charles H. Austin be and he is hereby authorized to represent this Board at all meetings of the Stockholders of the Florida Atlantic and Gulf Central Railroad Company until otherwise ordered by this Board

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, May 23d, 1864.

The Board met.

Present: John Milton, Governor.

Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following resolutions were unanimously adopted:

Be it resolved by the Trustees of the Internal Improvement Fund, that the Treasurer of this Board be and he is hereby authorized and directed to demand of the President and Directors of the Pensacola and Georgia Railroad Company and Tallahassee Railroad Company the payment of the amounts due the Internal Improvement Fund on account of interest and sinking fund together with interest upon the installments past due, as provided in sections 11, 12 and 13, of the Internal Improvement Act.

Be it further Resolved, That in the event of the failure or refusal of said Railroad Companies to make such payment, John B. Galbraith, Esq., be requested as Attorney of this Board to institute such suit, or suits, at law or in equity as may be necessary to compel the

performance by said Companies of the provisions of the said Sections of said Internal Improvement Act, and to receive the amounts provided in the second section of said Act.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, April 7th, 1865.

The Board met.

Present: A. K. Allison, Pres. of the Senate & Act-Governor.

Walter Gwynn, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith offered the following Resolution:

Resolved, That although the Board is unwilling to throw any obstacle in the way of the Confederate States Government in obtaining such iron as the military necessities of the country may demand, nevertheless as Trustees for a specific purpose, we feel it our duty to maintain as far as we can the rights of the Fund under our charge, and to keep ourselves in a position whereby we can under such circumstances as may render it our duty to do so, intervene for the protection of the Fund, and to ask of the courts of this State such instruction as may define our duties, and such decrees as may be necessary to enable us to discharge them: therefore, this Board will unite with the Florida Railroad Company in taking an appeal from the recent decree of the Judge of the District Court of the Confederate States for the Northern District of Florida, in the case between the Confederate States of America com-

plainants and the Florida Railroad Company and the Trustees of the Internal Improvement Fund Defendants, in reference to the removal of Railroad iron; and that the Attorney of the Board be instructed to take the necessary steps for the taking and prosecution of said appeal. Upon the adoption of said Resolution the vote was:

Yeas—Governor Allison, Messrs. Austin, Gwynn, Galbraith and Corley.—5.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, May 1st, 1865.

The Board met.

Present: A. K. Allison, Pres. of the Senate and
Acting Governor.

Charles H. Austin, Treasurer.

Walter Gwynn, Comptroller.

Hugh A. Corley, Register.

Reports of the receipts and net earnings of the Pensacola and Georgia Railroad Company from July 1, 1862, to December 31, 1864, were presented and placed on file.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, May 8th, 1865.

The Board met.

Present: A. K. Allison, Pres. of the Senate and
Acting Governor.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following Preamble and Resolution were adopted:

Whereas it has been represented to this Board that one of the engines belonging to the Florida Railroad was taken by the military authorities of the Confederate States and was captured by the Federal forces; and whereas, two engines belonging to the Confederate States are now upon the Pensacola and Georgia Railroad; and whereas, application was made some time ago by the Florida Railroad Company for one of said engines in lieu of the one taken from them by the Confederate States Government, therefore

Resolved, That Governor Allison the President of this Board be requested to apply to General Samuel Jones for an order turning over to D. L. Yulee, President of the Florida Railroad Company, one of said engines belonging to the Confederate States in lieu of the one heretofore impressed, and captured, if such order shall appear to General Jones proper to be granted under the circumstances.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Fla., November 17, 1865.

The Board met.

Present: Charles H. Austin, Treasurer and Temporary President.

Walter Gwynn, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

His Excellency, William Marvin, Provisional Governor, was also present during the deliberations of the Board.

Mr. Corley offered the following Resolution:

Resolved by the Board of Trustees of the Internal Improvement Fund, That the Internal Improvement and swamp and overflowed lands of the State of Florida, which have been heretofore offered for sale, be and they are hereby restored to market at the following prices:

Internal Improvement Lands at twenty-five per cent, above the original appraisement.

Swamp and overflowed lands at \$2.50 per acre within six miles of any Railroad, and \$1.25 per acre when lying more than six miles from any such Railroad.

All persons owning improvements upon any such land shall be entitled to the preference in the entry of the lands embracing such improvements for the period of three months.

Upon the question of adopting said Resolution the vote was:

Yeas—Messrs. Austin, Gwynn, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

Ordered, That the Salesman of the Board give public Florida Railroad Bond No. 454 for \$1,000, the interest vertising the same three times in all the newspapers published in the State.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Fla., January 9th, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

His Excellency, David S. Walker, Governor, was chosen President of the Board.

Mr. Austin laid before the Board a letter from the agent of Marshal O. Roberts, of New York, demanding payment of the interest coupons due upon Florida Railroad Bond No. 454 for \$1,000, the interest whereof is guaranteed by the Trustees of the Internal Improvement Fund.

Mr. Galbraith offered the following Preamble and Resolution:

"Whereas, M. O. Roberts, by his agent, L. D. Stickney, has made application to the Treasurer of this Board for payment of interest on first mortgage bond of the Florida Railroad Company, No. 454; and, whereas, this Board has no funds on hand with which to meet such demand; Therefore,

Be it Resolved, That the Treasurer of the Board be directed to inform said applicant that there are at present no funds in the hands of the Trustees to meet such application for the payment of said interest.

Upon the adoption of said Preamble and Resolution, the vote was:

Yeas—Governor Walker, Messrs. Austin, Galbraith and Corley.—4.

Nays.—None.

So the Preamble and Resolution were adopted.

The Board then adjourned.

Attest:

D. S. WALKER,
President.

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, January 19, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

On motion Mr. Charles H. Austin was authorized and requested to represent this Board at a meeting of the Stockholders of the Pensacola and Georgia Railroad Company, to be held this day in Tallahassee.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, February 17, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

On motion Mr. Charles H. Austin was authorized to represent this Board at all meetings of the Stockholders of the Florida Atlantic and Gulf Central Railroad Company, until otherwise ordered by the Board.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, March 5th, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John Beard, Comptroller.

Hugh A. Corley, Register.

Upon the application of the Pensacola and Georgia Railroad Company, the following Resolution was adopted:

Resolved, That the Treasurer of this Board be authorized to exchange with the Pensacola and Georgia Railroad Company six guaranteed bonds of said Company, numbered 102, 103, 104, 105, 106 and 107, for one thousand dollars each, payable in the city of New York for six guaranteed bonds of said Company numbered 271, 272, 273, 274, 275 and 276, for one thousand dollars each, payable in Tallahassee.

The Salesman laid before the Board an application by Mrs. Susan L. D. Hopkins to set aside the entry of Lot No. 1, of Section 27, Township 10, South, Range 26, East, by R. S. Butler, upon the ground that said lot contained improvements owned by her, and the Board having read the affidavits furnished by both parties, it was

Oredred, That the case be postponed until further testimony can be obtained respecting the matters in controversy.

Mr. Corley presented his bill against the Board for \$94.75 paid for advertising "Swamp and Internal Improvement Lands restored to Market," which was approved and ordered to be paid.

A proposition was received from Edward Hopkins for the purchase of five thousand acres of land upon Indian River, at fifty cents per acre, which was read and laid upon the table.

A letter was received on behalf of Polk County asking what arrangements could be made by the Board to secure for the County site of said County certain

lands selected for Internal Improvement purposes but not yet confirmed, which was read and laid upon the table.

An application was received from Mr. H. L. Hart, of Palatka, for permission to cut cypress upon the Oclawaha River and swamp, he paying ten cents for each tree cut by him and giving bond for a faithful return of all trees cut by him and prompt payment therefor.

On motion, said application was refused.

An application received from Mr. John McGehee to purchase eighty acres of the unsurveyed portion of township 1, South, of Range 29, West, lying East of Escambia Bay and West of the Grant to Peter Philibert, designated upon the plats of survey as "Impassable Marsh."

On motion, said application was refused.

Mr. Corley offered the following resolutions which were adopted:

Be it Resolved, That the Internal Improvement Lands lying in Middle Florida not heretofore offered for sale shall be subject to entry on and after the first day of June next.

Be it further Resolved, That persons owning improvements upon any of said lands shall be entitled to enter the lands embracing such improvements in preference to any other applicant, provided proof thereof be filed in the Salesman's office on or before the said first day of June.

Be it further Resolved, That where two or more persons own improvements upon the same tract of land, the preference shall be given to an actual resident thereon. If all the claimants reside thereon, the first settler shall be preferred. If none of the parties reside upon the tract claimed, preference shall be given to the person owning the improvements first made upon the land. Residence or settlement or improvement shall

only give preference with respect to the smallest legal subdivision embracing such residence or settlement or improvement.

Ordered, That the Salesman give public notice of the foregoing action of the Board by advertising the same in the Floridian and Journal and Family Friend.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

(Note—Proceedings of March 20th, omitted here and recorded on next page.)

Tallahassee, April 6th, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A communication was received from Mr. William H. Gleason proposing to ditch and drain certain swamp and overflowed lands in consideration of being permitted to enter portions thereof at less than the present fixed price:

Whereupon Mr. Corley offered the following Resolution:

Be it Resolved by the Board of Trustees of Internal Improvement Fund of Florida, That William H. Gleason be and he is hereby authorized to enter upon and ditch and drain any of the swamp and overflowed lands in this State, lying South of Township Thirty-seven East of Lake Okeechobee, and South and East of the Everglades and also one tier of Township bordering upon the South side of the Caloosahatchie River and adjacent thereto; and whenever the said William H. Gleason shall dig, or cause to be dug, any ditch or

drain, ditches or drains, containing fifty thousand cubic feet of ditch or drain dug or excavated he the said William H. Gleason shall be allowed to purchase six hundred and forty acres of the swamp and overflowed lands lying adjacent to such ditch or ditches, drain or drains, or in the immediate vicinity thereof, not more than three miles therefrom to be by him selected at the price of forty dollars for each six hundred and forty acres so purchased.

Upon the adoption of the Resolution the vote was:
Yeas—Governor Walker, Messrs. Austin, Galbraith and Corley.—4.

Nays—Mr. Beard.—1.

So the Resolution was adopted.

Governor Walker having received a communication from Ex-Gov. James E. Broome recommending that the Board receive the coupons past due upon guaranteed Internal Improvement Bonds in payment for Lands; on motion, Governor Walker was requested to state to Gov. Broome that the Board decline to take such action at the present time.

The case of Mrs. Susan L. D. Hopkins contesting the entry made by R. S. Butler of the Lot numbered 1, Section 27, Township 10, South, Range 26, East, being taken up and considered, on motion of Mr. Corley it was

Ordered, That the entry of Lot No. 1, Section 27, (East of St. Johns River) Township 10, South, Range 26, East, by R. S. Butler be set aside, and that Mrs. Susan L. D. Hopkins be authorized to enter said lot.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, March 20, 1866.

The Board met. All the members present.

The following Resolution was unanimously adopted:

Resolved, That in pursuance of the provisions of the Act of the General Assembly approved January 16, 1866, entitled "An Act to grant alternate Sections of Swamp and Overflowed Lands to the Pensacola and Mobile Railroad and Manufacturing Company," the Trustees of the Internal Improvement Fund do hereby grant to the said Railroad and Manufacturing Company the Swamp and Overflowed Lands in the even numbered Sections lying within six miles of said Railroad, on the compliance by said Railroad and Manufacturing Company with the provisions of the Act approved January 6th, 1855, entitled "An Act to provide for and encourage a liberal system of Internal Improvements in this State" and the amendments thereto as to the manner of constructing said Road and drainage.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, April 10, 1866.

The Board met: All the members present.

Mr. Galbraith offered the following Resolution, which was adopted:

Resolved, That Hugh A. Corley, Register of Public Lands be and he is appointed and authorized to represent this Board at all meetings of the Stockholders of the Florida Railroad Company, until this resolution

shall be rescinded or repealed.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, April 16, 1866.

The Board met: All the members present.

Mr. Galbraith offered the following Resolution,
which was adopted:

Resolved, That John Beard, Comptroller of Public Accounts, be and he is hereby appointed and authorized to represent this Board at all meetings of the Stockholders of the Pensacola and Georgia Railroad Company, until this Resolution shall be rescinded or repealed:

Maj. Beard laid before the Board a communication from the President of Florida Atlantic and Gulf Central Railroad Company, requesting the guaranty of interest by the Board of Trustees upon \$45,000 of coupon bonds of said Company, and stating that said Company had not received the guaranty of the Trustees to the full amount to which they claim to be entitled, to-wit: \$10,000 per mile.

On motion, the Secretary pro tem was instructed to reply to said communication setting forth that the Trustees had guaranteed the interest upon the bonds of said Company for the whole length of the Road, and explaining that the deficiency in amount arose from deductions made where the iron rail upon the road

weighed less than sixty pounds per lineal yard.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, May 14th, 1866.

The Board met: All the members present.

Maj. Beard who was appointed to represent the Board at all meetings of the Stockholders of the Pensacola and Georgia Railroad Company, being unwell; on motion, Charles H. Austin, Esq., was authorized and requested to represent the Board at the meeting of said Stockholders to be held at this place today.

The Board then adjourned.

D. S. WALKER,
President.

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, May 16, 1866.

The Board met: All the members present.

Mr. Corley offered the following Resolution:

Resolved, That whenever the Sheriff of any County in this State shall prosecute to conviction any person or persons for trespassing upon the Internal Improvement or Swamp and Overflowed lands, this Board will pay to such Sheriff the amount of twenty dollars for each and every forty acre lot for trespass upon which such person or persons shall be convicted.

Upon the question of adopting said Resolution the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays.—None.

So the Resolution was adopted.

Ordered, That the Salesman have printed circular notices reciting said Resolution for distribution.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, May 31, 1866.

The Board met.

Present: John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following Resolution was unanimously adopted:

Resolved, That where settlers or persons owning Improvements upon the Internal Improvement lands which are to be offered for sale on to-morrow, the first day of June, shall file with the Salesman the proof establishing a preference in the right of entry as required by the Resolutions adopted March 5th, such settler or owner of improvements shall be allowed to enter the tract so settled upon or improved by making payment therefor at any time before the first day of January next.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, June 23, 1866.

The Board met: All the members present.

Mr. Galbraith offered the following Resolution:

Resolved, That this Board will receive from the Pensacola and Georgia Railroad Company, preferred guaranteed stock of said Company bearing seven per cent. interest in payment of the interest or coupons on the bonds of said Company owned and held by this Board and up to and inclusive of the first day of January, 1867.

Upon the adoption of said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays.—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, July 7, 1866.

The Board met: All the members present.

Messrs. Papy and Hilton, Attorneys, presented the petition of Harriet Blackshear, a married woman, and Frank J. Winn and Mary C. Winn, infants, children and heirs at law of Thomas P. Winn, deceased, praying that the entry of Lot No. 8, Section 11, Township 3, North, Range 1, East, made by Andrew J. Strickland on the 7th of June last, be set aside upon the ground that said tract embraced improvements owned by said petitioners, &c., and the said Andrew J. Strickland with his counsel, A. J. Peeler, Esquire, being present, the matter was fully argued.

Whereupon, Mr. Galbraith offered the following Resolution:

Resolved, That the Salesman of this Board be authorized and directed to cancel the entry of certain Lands lying near the Georgia line by Andrew J. Strick-

land, described as Lot No. 8, Section 11, T. 3, N. R. 1, E, and that he do permit the heirs of Thomas P. Winn, or their guardian, agent, or representative to enter the same, they being the actual occupants of said tract of land.

Upon the question of adopting said Resolution the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard and Galbraith.—4.

Nays—Mr. Corley.—1.

So the Resolution was adopted.

The Board then adjourned.

Attest:

D. S. WALKER,
President.

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, July 14, 1866.

The Board met.

Present: John Beard, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

On motion, it was ordered, That the money paid by Alfred Shepard for the purchase of Lots Nos. 1 and 5, Section 28, Township 1, South, Range 28, West, be refunded to the said Shepard, he having been ejected from said lands by a party claiming under a Spanish title.

A letter was received from M. A. Williams inquiring if he could purchase eight or ten thousand acres of swamp lands within six miles of the Florida Railroad at \$1 per acre.

The Salesman was instructed to answer said letter in the negative.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, August 23, 1866.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Henry Wells, Agent of the Florida Atlantic and Gulf Central Railroad Company, made an application on behalf of said Company to locate swamp lands lying within six miles of their road in the Sections designated by even numbers in lieu of the swamp lands granted to said Company by the Internal Improvement Act which have been sold by the Trustees, and also in lieu of swamp lands in the odd numbered Sections within six miles of their road which were sold by the United States, and for which the purchase money had been paid over by the United States to the Trustees.

Ordered, That the Salesman of the Board ascertain and report what lands have been sold as aforesaid by the Trustees and the United States, and that further consideration of said application be postponed until such report is made.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, August 30, 1866.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A. H. Cole, agent for the International Telegraph Company made an application on behalf of said Company for permission to pass over the lands belonging to the Trustees and to construct their lines thereon. Whereupon the following Resolution was unanimously adopted:

Resolved by the Board of Trustees of the Internal Improvement Fund of Florida, That permission be and is hereby granted to the International Ocean Telegraph Company to construct and maintain their Telegraphic lines over the Internal Improvement and Swamp Lands of Florida without charge during the existence of said Company.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, Sept. 6, 1866.

The Board met: All the members present.

D. P. Holland, Esq., and Robert Myers, Esq., on be-

Half of the citizens of Franklin county, presented a petition asking aid from the Internal Improvement Fund for the purpose of removing obstructions to the navigation of the Apalachicola River.

The Board expressed the opinion that they did not have the legal right to appropriate the fund for the purposes mentioned, but consented to recommend the subject to the Legislature.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, Sept. 28, 1866.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John Beard, Comptroller.

Hugh A. Corley, Register.

Mr. Corley moved that the lands entered by George A. Petty in Section 32, Township 5, South, Range 27, East be declared forfeited for the non-payment of the bonds given for the credit instalments thereon, and that the Salesman be authorized to sell said land, or any part thereof to any person applying to enter the same.

Upon said motion, the vote was:

Yeas—Gov. Walker, Messrs, Beard and Corley.—3.

Nay—Mr. Austin.—1.

So said motion was agreed to.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, October 6, 1866.

The Board met: All the members present.

The Hon. David L. Yulee, President of the Florida Railroad Company, made a statement to the Board relative to the condition of the Florida Railroad.

Mr. Galbraith offered the following Resolution:

Resolved, That the Florida Railroad Company having failed to provide the sinking fund of one per cent. per annum on their bonds, as provided by "An Act to provide for and encourage a liberal system of Internal Improvements in this State" the Board will according to the provisions of the 3rd Section of the said Act proceed to take possession of said Road; That the same shall be advertised for sale at auction at the office of said Company at Gainesville, to be had on Thursday, the first day of November, A. D. 1866, and that the President of this Board do attend to the necessary measures in order to carry out the objects of this Resolution.

Upon the adoption of said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays.—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, October 11, 1866.

The Board met: All the members present.

Mr. Corley presented an account for moneys paid for printing, advertising and telegraphing, amounting to \$101.75, which was passed and ordered to be paid.

On motion it was

Ordered, That the Register of Public Land advertise for sale the lands heretofore purchased from the Fund under the installment system where the purchasers have failed to pay the bonds given for installments as required by law.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, November 3, 1866.

The Board met: All the members present.

Mr. Hugh A. Corley, Salesman of the Board, made the following report:

Tallahassee, Florida, Nov. 1, 1866.

To the Board of Trustees of the Internal Improvement Fund:

Gentlemen:—

By a Resolution adopted by the Board of Trustees on the 6th ultimo, the Board took possession of the Florida Railroad and ordered that said road with the iron, equipments, workshops, depots and franchise thereof should be sold to the highest bidder on the first day of November, 1866.

As directed by the Board and the President thereof public notice of said sale was given by advertisement in the Floridian and the Sentinel published in Tallahas-

see, the News and Herald published in Savannah and in the New York Journal of Commerce.

Under the direction of the Board and in compliance with said Resolution, I proceeded to Gainesville, Florida, for the purpose of offering said road for sale at the office of the Florida Railroad Company, I there announced that I would proceed to sell said road upon the following conditions and stipulations:

"This sale shall be conditioned that the purchasers shall be bound to continue the payment of one half of one per cent. semi-annually to the Sinking Fund, until all the outstanding bonds are discharged under the penalty of an annulment of the contract of purchase and the forfeiture of the purchase money paid in.

"It shall be further stipulated that the Iron and Locomotives now upon and belonging to said Road shall remain upon the same, and not be removed therefrom; and that the purchasers will within a reasonable time, repair and complete said road in a proper condition to be run and operated according to the original intention and design of said Road.

"And said sale is subject to all the conditions of the Act before referred to (Act of January 6, 1855).

"Terms cash—one half to be paid immediately on the close of the sale—the other half on the delivery of the title deeds."

Whereupon several claims and notices were presented copies of which are hereto annexed.

One from the Brunswick and Albany Railroad Company claiming two miles of Railroad iron and the Engine "Alapaha," one from the Rogers Locomotive and Machine Works, claiming the Locomotives "Alachua" and "Marion", one from Danforth Cook & Co., claiming the Locomotive "Fernandina", one from Mr. F. Vose, claiming as bondholder and creditor of the Florida Railroad Company the right to contest the legality of the sale and that the purchase of the Road will be subject to

the first mortgage lien for the principal and interest of the bonds held by him. Also an irregular and illegal writ of injunction issued by the Clerk of Alachua Circuit Court at the instance of Charles P. Cooper, Esq., enjoining the sale, I thereupon offered for sale to the highest bidder the roadbed, iron, equipments, workshops, depots and Franchise, and all the property of whatsoever kind of the Florida Railroad Company, and Mr. Isaac K. Roberts having bid the sum of three hundred and twenty-three thousand four hundred dollars (\$323,400) and that being the highest and best price bid, said bid was accepted, and the property mentioned was sold to the said Isaac K. Roberts upon the conditions and stipulations above mentioned.

All of which is respectfully submitted.

Hugh A. Corley, Salesman Bd. Trustees I. I. Fund.

The Board of Trustees ratified said sale, and Mr. Isaac K. Roberts, the purchaser of said Florida Railroad, being present requested that said property should be conveyed to Edward N. Dickerson of New York and his associates.

John B. Galbraith, Esq., having prepared a deed conveying to Edward N. Dickerson and his associates the Florida Railroad and all its property of every kind said deed was read and approved, and the Trustees thereupon, the purchase money having been paid, signed, sealed and delivered the deed to the purchasers.

The Board then adjourned.

D. S. WALKER,
Preside

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, November 6, 1866.

The Board met: All the members present.

The Secretary having prepared the report of the Trustees to the General Assembly, the same was read and approved.

A letter was received from Mr. Isaac K. Roberts enclosing a check for five hundred dollars as the purchasers half of the expenses of the sale of the Florida Railroad.

Governor Walker offered the following Resolution:

Whereas, Edward N. Dickenson and associates have paid to this Board three hundred and twenty three thousand four hundred dollars for the Florida Railroad, and in addition Edward N. Dickerson has delivered a draft payable to the order of Governor Walker, for five hundred dollars to assist in paying the expenses incurred in said sale;

Therefore

Resolved, That the President of this Board endorse said draft and deliver it to Messrs. Galbraith and Corley, as payment in full for their services and expenses in going to Gainesville, making said sale, preparing the deed, etc.

Upon the question of adopting said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, and Austin.—3.

Nays.—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, November 7, 1866

The Board met: All the members present.

Governor Walker offered the following Resolution:

Resolved, That the ninety-seven thousand eight hundred dollars in hand arising from the sale of the Florida Railroad be deposited on call in the city bank of New York; and that Mr. Moses Taylor be appointed confidential agent of this Board for the purpose of taking up the First Mortgage Bonds of the Florida Railroad Company, with instructions to purchase the same, including the past due coupons at not more than twenty per cent. upon the principal of said bonds.

Upon the question of adopting said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—Mr. Austin.—1.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, January 23, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. H. A. Corley presented an account against the Fund for advertising, stationary, &c., paid by him, which was read and ordered to be paid. Amount \$555.48.

An account was presented in favor of George F. Lipfert, County Surveyor of Nasau County, for sur-

veying swamp lands trespassed upon by Bryan Gardner, amounting to \$404.73, which was read and ordered to be paid.

A petition was received from William H. Gleason, of Dade County, stating the importance of a wagon road, from Biscayne Bay to Fort Jupiter, and asking that he be employed by the Board to make said road and build the necessary bridges, the cost thereof to be credited to him upon any purchases of lands that he may make under the contract entered into with the Board, April 6, 1866.

Which was read and the consideration thereof postponed until another meeting.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, March 11, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Col. Edward Houstoun President of the Pensacola and Georgia Railroad Company and F. McLeod, Esq., President of the Florida Atlantic and Gulf Central Railroad Company, appeared before the Board, and requested aid from the Fund to enable them to provide for the payment of interest upon bonds of said Companies guaranteed by the Trustees.

Mr. Galbraith offered the following Resolutions:

Resolved by the Trustees of the Internal Improve-

ment Fund, That this Board will lend to the State of Florida the amount of forty-five thousand and five hundred dollars held by this Board in certificates of the Treasurer of said State, upon receiving for said loan the Bonds of the State of Florida issued according to law by the Governor of said State under the provisions of an Act of the General Assembly of this State, approved January 10, 1866. Entitled "An Act to authorize the Governor to negotiate a loan for the State of Florida" and also "Resolutions authorizing the Governor to issue one or more bonds of the State of Florida, at his discretion", approved January 1866.

Be it Further Resolved, That this Board will, and do hereby appropriate to pay the interest guaranteed by the Board on the bonds of the Florida Atlantic and Gulf Central Railroad Company, the amount of twenty-five thousand dollars; and for the payment of the interest on like bonds of the Pensacola and Georgia Railroad Company, which interest is guaranteed by this Board, the amount of fifty thousand dollars is hereby appropriated to be disbursed by the Treasurer under the direction of the Governor;

Provided, That the above appropriation of funds shall only be applied to paying the interest on bonds of the said Railroad Companies which has accrued since September, 1866, and Provided further, That said payment of interest shall only be made in case the interest due on said bonds previous to September, 1866, shall be paid by said Railroad Companies in such manner as to relieve the Internal Improvement Fund from further responsibility for the payment of the same, and that the parties holding said bonds shall receive the bonds of the State of Florida, held by this Board, or the proceeds thereof in payment of the interest or coupons of said bonds.

Be it further Resolved, That the President of the Pensacola and Georgia Railroad Company, and the Pres-

ident of the Florida Atlantic and Gulf Central Railroad Company be and they are hereby constituted the financial agents of this Board without compensation, to carry out under the directions of the Governor, the intentions of these Resolutions.

Upon the question of the adoption of said Resolutions, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolutions were adpted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY, *
Secretary Pro tem.

Tallahassee, Florida, April 17, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register of Public
Lands.

A communication was received from the Southern Land and Immigration Company of Florida, inquiring upon what terms the Board will sell them 75,000 acres of land, more or less, to be settled upon by immigrants introduced by the Company into Florida from Europe; and what action the Board will take to assist said Company in their objects;

Also, a communication from W. C. Bibb, of Montgomery, Alabama, desiring aid for the purpose of set-

tlings immigrants in this State.

Also a communication from the Lake Jesup Orange Growing Association with respect to obtaining two townships of land for the purposes of the Association.

Which communications having been read and considered, Mr. Corley offered the following Resolution:

Resolved, That on and after the first day of June next, the price of the lands belonging to the Internal Improvement Fund shall be reduced as follows, to-wit: Swamp and overflowed lands to fifty cents per acre, and the Internal Improvement Lands to their original appraisement.

Upon the adoption of the Resolution, the vote was: Yeas—Gov. Walker, Messrs. Beard, Austin, Galbraith and Corley.—5.

Nays—None.

So the Resolution was adopted.

Ordered, That the Salesman make publication of the same in two or more newspapers.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, April 18, 1867.

The Board met: All the members present.

The petition from William H. Gleason, in reference to building a wagon road from Biscayne Bay to Fort Jupiter, which was postponed on the meeting of 23d January, was taken up for consideration.

On motion, Ordered, That said petition be not granted.

A communication was received from William H. Gleason requesting a modification of the Resolution

adopted by the Board April 6, 1866, and enclosing a Resolution which he desired adopted as a substitute therefor.

On motion, Ordered, That this Board declines to modify the Resolutions adopted April 6, 1866.

A proposition was received from W. H. Hunt and William H. Gleason respecting the introduction of wild rice in the Everglades, which was read and laid on the table.

A communication was received from Cyrus Bisbee, Jr., desiring to know the best terms that the Trustees will make to aid in improving the navigation of the Oclawaha river.

On motion, the Secretary was instructed to address a letter to Mr. Bisbee requesting him to submit to the Board a definite proposition for the performance of the work.

Mr. Galbraith turned over to the Board six bonds of the St. Johns and Indian River Canal Commissioners signed by W. D. Mosely, Chairman, and J. O. Devall, Secretary, each for the sum of \$500 with all the coupons attached, (said bonds never having been issued by said Commissioners) numbered 26, 43, 33, 63, 64 and 69.

By order of the Board said bonds were burned.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, May 6, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

Charles H. Austin, Treasurer.

Hugh A. Corley, Register.

Mr. Corley offered the following Resolution, which was adopted:

Resolved, That Charles H. Austin, Esquire, be and he is hereby authorized to represent this Board at a meeting of the Stockholders of the Pensacola and Georgia Railroad to be held in Tallahassee to-day.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, May 18, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The proposition of the Florida Canal and Inland Transportation Company was taken up for consideration.

Mr. Corley offered the following Resolution:

Whereas, the General Assembly of the State of Florida did at its last Session incorporate the Florida Canal and Inland Transportation Company for the purpose of digging a canal connecting Amelia River with Jupiter Inlet; And Whereas, said canal if completed will accomplish one of the objects declared by the Act of January 6, 1855, to be "proper improvements to be aided from the Internal Improvement Fund," to-wit: The connection of the waters of St. Johns River with the waters of Indian River; And Whereas, it is believed that the digging of said canal will drain much land now unfit for cultivation by reason of overflow; And Whereas, the completion of said work will give value to many of the lands belonging to the Internal Improvement Fund

which at this time are not saleable by reason of inaccessibility to market.

Therefore;

Be it Resolved by the Board of Trustees of the Internal Improvement Fund, That whenever the Florida Canal and Inland Transportation Company shall, within the time limited in their Charter, construct said canal so that vessels drawing four feet water can freely pass from Fernandina to St. Johns River at low water through the route designated in the Act incorporating said Company, and steamboats of one hundred and fifty tons, United States Register, drawing three feet water can be freely navigated through said canal from Jupiter Inlet to St. Johns River, then the Trustees of the Internal Improvement Fund will sell to said Florida Canal and Inland Transportation Company two hundred and fifty thousand acres of the Swamp and Overflowed Lands to be selected by said Company lying in the district of country now embracing the Counties of St. Johns, Orange, Volusia and Brevard, at the rate of five cents per acre.

Be it further Resolved, That the Salesman of this Board shall reserve from sale such lands lying within the counties aforesaid, as may be designated by the said Company, until otherwise ordered by this Board.

Upon the adoption of the Preamble and Resolutions the vote was.

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Preamble and Resolutions were adopted.

Governor Walker offered the following Resolution, which was adopted:

Resolved, That the Salesman of this Board report monthly the quantity of lands sold and amount of purchase money.

The following bills for printing were presented and ordered to be paid.

W. A. Shober for advertising in the Fernandina Courier "Sale of Forfeited I. I. and Swamp Lands." \$42.50.

Proprietor of Lake City Press, for advertising sale of forfeited Internal Improvement and Swamp Lands. \$70.00.

Messrs. Kirk & Touart for advertising in the Pensacola Observer sale of forfeited I. I. and Swamp Land. \$168.00.

T. F. Smith, for advertising in the East Florida Banner sale of forfeited Internal Improvement and Swamp Lands. \$84.00

M. R. Andrew, for advertising in St. Augustine Examiner sale of forfeited Internal Improvement and Swamp Lands. \$105.00.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, June 1, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Gov. Walker offered the following Preamble and Resolutions:

Whereas, Edward N. Dickerson and his associates did in September 1866, and before the sale of the Florida Railroad present to this Board for payment all the coupons amounting to \$. then past due on the first mortgage bonds of the Florida Railroad Company numbered as follows:

Now therefore, Be it Resolved by the Board of Trustees of the Internal Improvement Fund of Florida, That the Salesman is hereby authorized to sell to said Edward N. Dickerson and his associates all the lands belonging to the Internal Improvement Fund lying within six miles of said Florida Railroad on either side amounting to acres, and receive in payment therefor all said past due coupons so presented as aforesaid.

Upon adopting said Preamble and Resolution the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Preamble and Resolution was adopted.

Mr. Corley offered the following Resolution:

Be it Resolved by the Board of Trustees of the Internal Improvement Fund of Florida, That so much of the moneys placed in the hands of Mr. Moses Taylor, President of the City Bank of New York, for the purpose of purchasing the first mortgage bonds of the Florida Railroad Company, by Resolution adopted by this Board on the 7th November last, as shall not be applied to the purchase of said bonds prior to the first day of August next, shall be invested as a Sinking Fund to provide for the ultimate payment of the outstanding bonds of said Company in the class of securities mentioned in "An Act to provide for and encourage a liberal system of Internal Improvements in this State" approved January 6, 1855.

Upon the adoption of said Resolution the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, June 8, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following Resolution was offered:

Resolved, That the bonds of the Pensacola and Georgia Railroad Company amounting to \$39,000, and the Bonds of the Tallahassee Railroad Company amounting to \$5,700, embraced among the assets of the Internal Improvement Fund be and they are hereby appropriated to the payment of the coupons which will fall due on the first day of July next, upon bonds of the Pensacola and Georgia Railroad Company, the interest on which has been guaranteed by this Board and that the said bonds be appropriated for that purpose by the President of the Pensacola and Georgia Railroad Company under the direction of the Governor.

Upon the adoption of said Resolution the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

The following Resolution was offered:

Resolved, That Maj. John Beard be and is hereby appointed Treasurer of this Board with a salary of six hundred dollars per annum.

Upon the adoption of said Resolution the vote was:

Yeas—Gov. Walker, Messrs. Galbraith and Corley.

—3.

Nays—None.—(0).

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, June 18th, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A communication was received from the President of the Florida Canal and Inland Transportation Company asking a modification of the Resolutions adopted by the Board on the 18th of last month.

The following Resolution was offered:

Be it Resolved by the Board of Trustees of the Internal Improvement Fund of Florida, That the Resolutions respecting the Florida Canal and Inland Transportation Company adopted by this Board May 18, 1867, be and the same are hereby amended and modified so that upon the completion of the canal from Fernandina to St. Augustine in the manner specified in said Resolutions the said Company shall be authorized and permitted to purchase from this Board, at the price of five cents per acre, one hundred thousand acres of the Swamp and Overflowed

lands lying East of the St. Johns River and North of the line dividing Townships Seven and Eight, South, and upon the completion of said canal in the manner aforesaid to Jupiter Inlet the said Company shall be authorized and permitted to purchase from this Board at the same price the further quantity of one hundred and fifty thousand acres of the Swamp and Overflowed Lands lying East of the St. Johns River or in the counties of Orange and Brevard.

Upon the adoption of the Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

Mr. Corley offered the following Resolution:

Resolved, That the Treasurer be authorized and instructed to pay to John B. Galbraith, Esq., three hundred dollars (\$300) in full for the balance due him as commissions on collections made by him upon land bonds placed in his hands by this Board for collection.

Upon the adoption of said Resolution, the vote was:

Yeas—Governor Walker, Messrs. Beard and Corley.—3.

Nays—None.

So the Resolution was adopted.,

The Board then adjourned.

D. S. WALKER.
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, July 30, 1867

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following Resolution was unanimously adopted, viz:

Be it Resolved by the Board of Trustees of the Internal Improvement Fund, That the Florida Atlantic and Gulf Central Railroad Company having failed to pay the Sinking Fund of one per cent. per annum on their bonded debt as required by "An Act to provide for and encourage a liberal system of Internal Improvements in this State," this Board will according to the Third Section of said Act, proceed to take possession of the Florida Atlantic and Gulf Central Railroad; That said Road shall be advertised for sale and sold at auction at the office of said Company, at Lake City on Wednesday, the fourth day of September, A. D. 1867, and that the President of this Board be authorized and requested to attend to the necessary measures in order to carry out the objects of this Resolution.

The Board then adjourned.

D. S. WALKER.

President.

Attest:

HUGH A. CORLEY,

Secretary Pro tem.

Tallahassee, August 31, 1867.

The Board met: All the members present.

The President laid before the Board a communication from Dr. A. B. Stonelake, asking some action by the Board to facilitate sales of State Lands by him at his office in New York.

I. I. 20.

The following Resolution was unanimously adopted:

Resolved, That the Salesman of this Board be and he is hereby authorized to receive payment for lands in quantities of forty acres and the mutiple thereof without specifying any particular tract or tracts, and to issue certificates therefor authorizing the purchaser or his assignee to locate in legal sub-divisions the quantity of land paid for upon any of the lands granted to the State of Florida by the Act of Congress of September 28, 1850.

Wilk Call, Esq., Attorney of the Florida Atlantic and Gulf Central Railroad Company presented a petition on behalf of said Company praying a postponement of the sale of the Railroad which was read and considered, and on motion,

It was ordered, That the sale of the Florida Atlantic and Gulf Central Railroad be postponed until Wednesday, the 18th September, and that the Salesman give public notice of such postponement by advertisement.

The Board then adjourned.

D. S. WALKER.
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, September 7, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following Resolution was unanimously adopted:

Resolved by the Trustees of the Internal Improvement Fund of the State of Florida, That John B. Galbraith, Attorney-General of this State, be and he is hereby constituted the Agent and Attorney of this Board with power and authority to proceed to the City of New York, and there to demand, collect and take into his possession all moneys, bonds and funds belonging to or under the control of this Board and in the hands and possession of any persons or bankers in said City of New York, and especially to collect and receive from Mr. Moses Taylor, President of the National City Bank, the money, funds and bonds in his possession belonging to or subject to the control of this Board and placed in his hands to redeem or pay the principal of the bonds issued by the Florida Railroad Company, the interest on which has been guaranteed by the Trustees of this Board; and to do and transact such other business in connection with said moneys or funds as may be necessary and proper for the interests of the Internal Improvement Fund and to accomplish the purposes of the Act to provide for and encourage a liberal system of Internal Improvements in this State.

On motion, it was ordered, That the Salesman of this Board be authorized to advance one hundred and fifty dollars to John B. Galbraith, Esq., for the purpose of defraying traveling and other expenses to New York and back.

The Board then adjourned..

D. S. WALKER.
President.

Attest:

HUGH A. CORLEY,
Secretary ad interim.

Tallahassee, Florida ,October 26, 1867.

The Board met: All the members present.

An application was received from Mr. Hubbard L. Hart of Palatka, proposing to remove the obstructions to the navigation of the Ocklawaha River, and asking donations of lands to enable him to do so; Whereupon the following Preamble and Resolutions were offered:

Whereas, Hubbard L. Hart, of Palatka, Florida, has applied to the Board of Trustees of the Internal Improvement Fund to make to him donations of lands to enable him to remove the obstructions to the navigation of the Ocklawaha River and to drain the Swamp Lands lying thereon;

Therefore,

Be it Resolved by the Board of Trustees of the Internal Improvement Fund of Florida, That the Board will grant to the said Hubbard L. Hart, the Swamp and Overflowed and Internal Improvement Lands, embraced in the odd numbered Sections, lying within ten miles of the Ocklawaha River, and the Lakes supplying said River as follows, to-wit: For every expenditure made by the said Hart in removing said obstructions the said Hart shall receive the amount thereof in lands at the present prices, provided that said expenditures do not exceed the amount of twenty thousand dollars.

The said Hart shall be and he is hereby authorized to select in the odd numbered Sections within the limits aforesaid lands to the value of twenty thousand dollars, which lands shall be reserved from sale. Upon the expenditure by said Hart of four thousand dollars the Trustees will convey to him lands of that value, and so with each four thousand dollars expended until the work is completed or the twenty thousand dollars exhausted. The work shall be done under the superintendence of said Hart, or some

competent and trustworthy person to be appointed by him; and reports shall be made once every three months showing the nature, amount and cost of work done, the number of hands employed, &c., which report shall be verified by the affidavit of the said Hart, or the affidavit of the Superintendent employed by him with the affidavit of said Hart that the person so employed is worthy of credit and that he believes from his character and standing that the statements sworn to are true.

Be it further Resolved, That the odd numbered Sections lying within the limits aforesaid shall be reserved from sale until the first day of February next, to enable the said Hart to select the lands hereby granted.

Upon the question of adopting said Preamble and Resolutions, the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays—None.

So the Preamble and Resolutions were adopted.

The Board then adjourned.

D. S. WALKER.
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, December 3, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

The following Resolution was offered:

Resolved by the Board of Trustees of the Internal Improvement Fund of the State of Florida, That the

President of this Board be and he is hereby authorized to invest out of the Sinking Fund attached to the Florida Railroad Company, now in the hands of Moses Taylor, in New York, a sufficient amount to purchase a certain bond of the State of Florida, issued November 3, 1866, payable to Edward N. Dickerson, and signed by the Governor, countersigned by the Treasurer of this State, for the principal sum of twenty-one thousand dollars, and also to invest a sufficient amount to purchase or pay for the interest on the same.

Upon the question of the adoption of said Resolution, the vote was:

Yeas—Governor Walker, Messrs. Austin, Beard and Galbraith.—4.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER.

President.

Attest:

JOHN B. GALBRAITH,
Sec. Pro tem.

Tallahassee, Florida, December 17, 1867.

The Board met: All the members present.

Upon the petition of Dr. A. B. Stonelake, the Salesman of the Board was authorized to issue certificates of purchase, or floats, to the said Stonelake for 20,000 acres of land and forward them to some reliable person in New York to be delivered to Dr. Stonelake, upon his paying the price thereof.

On motion of Mr. Corley the Resolutions adopted on the 26th of October, to aid H. L. Hart in improving the navigation of the Ocklawaha River were amended by striking out "February" in the second Resolution and inserting "April," so as to extend the time.

enabling the said Hart to make selections of land under said Resolutions, said extension however not to prevent the entry of any lands which have already been applied for.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, December 19, 1867.

The Board met: All the members present.

An applicataion was made on behalf of James G. Speer, formerly Chairman of the Board of Commissioners of the St. Johns and Indian River Canal, asking to be paid the amount due him as salary.

Mr. Galbraith offered the following Resolution:

Resolved by the Trustees of the Internal Improvement Fund, That the Treasurer of this Board be and he is hereby authorized to pay to Mr. James G. Speer, the amount found to be due him for salary as Chairman of the Board of Commissioners of the Indian River Canal, at the rate of one thousand dollars per annum, to the date of the repeal of the Act organizing said Board. Provided, That the said Speer shall present his account for said salary, with an affidavit that the same is justly due and that no part thereof has been paid.

Upon the question of the adoption of said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Blank—Mr. Austin.—1.

So the Resolution was adopted.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, Dec. 30, 1867.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

Mr. Galbraith moved that the sum of five hundred dollars from the Sinking Fund for the redemption of the Florida Railroad bonds, be paid to George T. Curtis, Esquire, of New York, for his services as Attorney of this Board in procuring a dissolution or dismissal of the attachments levied upon said Sinking Fund in New York by Francis Vose and others.

Upon said motion the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the motion was agreed to.

Ordered that the President of this Board draw a draft on Moses Taylor of New York, in favor George T Curtis, Esq., for the amount of his fee as aforesaid.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, January 4th, 1868.

The Board met: All the members present.

A letter was received from Col. Edward Houstoun, President of the Pensacola and Georgia Railroad Company, and Tallahassee Railroad Company, asking an appropriation from the Internal Improve-

ment Fund for the payment of interest upon guaranteed bonds of said Companies which fell due on the 1st instant.

Gov. Walker offered the following Resolution:

Resolved, That this Board will pay in State Bonds and Scrip the coupons of the Pensacola and Georgia Railroad Company and Tallahassee Railroad Company, which fell due on the 1st of January, 1868, to the amount of \$30,000 provided said Companies will pay and cancel all the other coupons of said Companies that fell due on that date.

The vote on said Resolution was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida January 14, 1868.

The Board met: All the members present.

Mr. H. L. Hart appeared before the Board and presented statements of the work already done by him and moneys expended in removing obstructions to the navigation of the Oclawaha River showing an expenditure in said work of \$5,495.13 and asked that lands to the value of said sum be conveyed to him in pursuance of the Resolutions heretofore adopted by the Board.

Whereupon the following Resolution was offered:
Whereas, Hubbard L. Hart has furnished satisfac-

tory evidence that he has expended five thousand four hundred and ninety-five dollars and thirteen cents (\$5,495.13) in removing the obstructions to the navigation of the Ocklawaha River in accordance with the Resolutions adopted by this Board on the 26th day of October, 1867. Therefore

Be it Resolved by the Trustees of the Internal Improvement Fund of the State of Florida, That this Board will convey to the said Hubbard L. Hart lands belonging to the Internal Improvement Fund to the value of four thousand dollars to be selected by the said Hart from the lands lying in the odd numbered Sections within ten miles of the Ocklawaha River or the Lakes supplying said River; and the Salesman of this Board is hereby directed to prepare a deed or deeds conveying said lands, for the signature of the Trustees.

Upon the question of the adoption of said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Austin, Galbraith and Corley.—5.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, January 20, 1868.

The Board met: All the members present.

Information having been received that the injunction against the sale of the Florida Atlantic and Gulf Central Railroad had been dissolved, the following Res-

olutions were offered:

Whereas the Florida Atlantic and Gulf Central Railroad Company have made default in the payments required by law for Sinking Fund and interest upon their bonds issued under the provisions of the Act approved January 6, 1855, entitled "An Act to provide for and encourage a liberal system of Internal Improvements in this State", Therefore

Be it resolved by the Board of Trustees of the Internal Improvement Fund of the State of Florida, That this Board will take possession of the Florida Atlantic and Gulf Central Railroad and all its property of every kind and will sell the same at public outcry to the highest bidder on the fourth day of March next, at the office of said Company in Jacksonville, Florida.

Be it further Resolved, That public advertisement of such sale shall be made in the following newspapers, to-wit: All the newspapers published in Tallahassee, Lake City and Jacksonville, Florida, the Savannah News and Herald, the Augusta Constitutional-ist, the Charleston Courier and the New York Herald and Journal of Commerce.

Be it further Resolved, That the President of this Board be and he is hereby authorized and requested to take such steps and adopt such measures as are necessary to carry out the objects of these Resolutions.

Upon the question of the adoption of said Resolutions, the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays—None.

So the Resolutions were adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Sec. Pro tem.

Tallahassee, Florida, February 3, 1868.

The Board met: All the members present.

Anderson J. Peeler, Esq., presented to the Board the claim of James O. Devall, for his salary as Secretary and Treasurer of the Board of Commissioners of the St. Johns and Indian River Canal.

The following Resolution was offered:

Be it Resolved by the Trustees of the Internal Improvement Fund, That the Treasurer of this Board be and he is hereby authorized to pay to James O. Devall the amount found to be due him for salary as Secretary and Treasurer of the Board of Commissioners of the St. Johns and Indian River Canal at the rate of one thousand dollars per annum to the date of the repeal of the Act organizing said Board of Commissioners; Provided that the said Devall shall present his account for said salary verified by his affidavit that the same is due for services actually rendered, and that no part thereof has been paid.

Upon the question of the adoption of said Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

Blank, Mr. Austin.—1.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, March 11, 1863.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

The following Resolution was adopted:

Resolved, That Charles H. Austin and William Fisher are hereby appointed the agents of this Board to cancel all the bonds and coupons of the Florida Railroad Company now in the possession of this Board. That they report to this Board the numbers of said bonds and coupons and that they be allowed such compensation therefor as this Board shall hereafter direct.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary.

Tallahassee, Florida, March 13, 1863.

The Board met.

Present: David S. Walker, Governor.

Charles H. Austin, Treasurer.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A statement was received from Hubbard L. Hart of the work done and moneys expended by him in removing the obstructions to the navigation of the Ocklawaha River, showing an expenditure in said work of \$3,638.63 in addition to the amount of \$5,495.13 as shown in statement filed on the 14th of January last, and making altogether the sum of \$8,133.76 expended in said work.

Whereupon it was.

Ordered, That lands belonging to the Internal Improvement Fund of the value of four thousand

dollars to be selected by said Hubbard L. Hart from the odd numbered Sections lying within ten miles of the Ocklawaha River and Lakes supplying the same conveyed to said Hart, in accordance with the Resolutions adopted by the Board on the 26th day of October, 1867, in addition to the four thousand dollars worth of land already conveyed.

It having been represented that Mr. H. L. Hart is unable to make full selections of the lands to be reserved for him by reason of not being able to procure Township plats of the land, and he having applied for an extension of time with respect to those Townships which he has not been able to procure, it was,

Ordered, That the Salesman reserve from sale the lands belonging to the Internal Improvement Fund in the odd numbered Sections within ten miles of the Ocklawaha River and Lakes, until two months after the Township plats of such lands are transmitted to said Hart.

A report was received from Col. Edward Houstoun President of the Pensacola and Georgia Railroad Company and Financial Agent of the Board under Resolution adopted March 11, 1867, with respect to the coupons of said Railroad Company cancelled and retired in pursuance of the instructions of the Board, which statement was read and placed on file.

Mr. Galbraith delivered to the Board certain bonds issued by the Commissioners of the St. Johns and Indian River Canal signed by William D. Moseley Chairman, and James O. Devall Secretary, numbered as follows, to-wit: Nos. 22, 23, 24, 25, 28, 31, 32, 35, 36, 37, 38, 39, 40, 45, 46, 47, 48, 49, 51, 62, 65, 66, 67, 68, and 70, each for \$500. Nos. 5 and 6 each for \$100 and No. 8 for \$250. Making altogether Bonds to the amount of \$12,950.

All of which bonds were on motion, destroyed by burning them.

A communication was received from William H. Gleason enclosing a Resolution which he requested should be adopted in lieu of the Resolution of April 6, 1866, for the purpose of prescribing the manner in which proof may be made of work done under said Resolution, and limiting the time wherein such work must be done.

The Resolution was read and amended so as to read as follows:

Be it Resolved by the Board of Trustees of the Internal Improvement Fund of the State of Florida, That William H. Gleason be and he is hereby authorized to enter upon and ditch and drain any of the Swamp and Overflowed Lands in the State lying South of Township Thirty-seven (37) South and East of Lake Okechobee and East and South of the Everglades, and also one tier of Townships bordering upon each side of the Caloosahatchie River, and adjacent thereto from the mouth to its source. Whenever the said William H. Gleason or his legal representative, shall open or dig, or cause to be opened or dug any ditch or drain, ditches or drains, containing fifty thousand cubic feet of ditches or drains opened, dug or excavated, and make to this Board a certificate of the fact under oath, attested by the County Surveyor or a Magistrate duly qualified of the County where such ditches or drains are located or furnish such other testimony of the facts as may hereafter be required by this Board, the said William H. Gleason or his legal representatives shall be allowed to purchase, and this Board will sell and convey to the said William H. Gleason, his heirs or legal representatives six hundred and forty (640) acres of the said Swamp and Overflowed Lands for each and every fifty thousand cubic feet so certified, from

time to time upon payment of the sum of forty dollars for each six hundred and forty acres of land so purchased. Said Gleason or his legal representatives are to select the lands purchased adjacent to said ditches or drains, or in the vicinity thereof not more than three (3) miles therefrom, and this Resolution shall be and remain in full force and effect unless repealed, amended or modified by this Board, for the period of ten years from and after the completion of the surveys and confirmation by the United States to the State of Florida, of the Swamp and Overflowed Lands within the territory hereby assigned to the said William H. Gleason or his legal representatives, and no longer.

Said Resolution was then put upon its passage and the vote was:

Yeas—Gov. Walker, Messrs. Austin, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, March 17, 1868.

The Board met: All the members present.

Hugh A. Corley Salesman of the Board made the following report:

Tallahassee, Florida, March 6, 1868.

To the Board of Trustees of the Internal Improvement Fund:

Gentlemen:

As Salesman of your Board I herewith present my report of proceedings with respect to the sale of the

Florida Atlantic and Gulf Central Railroad.

On the 30th July, 1867, your Board adopted a Resolution to take possession of the Florida Atlantic and Gulf Central Railroad by reason of a default by the Railroad Company in the payment of the amount due to the Sinking Fund, and to sell said Road and all its property of every kind—such sale to take place at Lake City, Florida, on the 4th day of September, 1867. Notice of the intended sale was given by advertisement in the newspapers published in Tallahassee, Lake City and Jacksonville, Florida, the Savannah News and Herald, the Augusta Constitutionalist and the Charleston Courier.

On the 31st August, upon the petition of Willk Call, Esq., Attorney for said Railroad Company, the sale was postponed until the 18th September, and notice of such postponement was published in all the newspapers in which the original advertisements had been made.

I proceeded to Lake City on the 17th September for the purpose of selling the road according to your Resolutions, but on the morning of the 18th, (the day of the proposed sale) a bill of complaint on behalf of Robert W. Pulliam and George W. Swepson, against the Trustees of the Internal Improvement Fund and others for the purpose of enjoining said sale, was filed in the District Court of the United States for the Northern District of Florida and an application for an injunction made before the Honorable Philip Fraser, Judge of said Court. The answer of the Trustees to said bill of complaint was filed, and the motion for an injunction was resisted by M. D. Papy, Esq., Attorney for the Trustees.

At the suggestion of his Honor, Judge Fraser, who desired to examine more fully the legal questions involved the sale was postponed for a few days until the I. I. 21.

Court could be more fully advised as to the proper judgment or decree to be given in the premises and Mr. Papy and myself proceeded to Jacksonville, where the motion was argued fully upon hearing the argument, an injunction was granted returnable to the next term of said Court. At the ensuing term of said Court said injunction was dissolved.

On the 20th January last, your Board having received notice of the dissolution of said injunction adopted Resolutions directing that the Railroad should be sold on the fourth day of March, at the office of the Railroad Company, in Jacksonville, and that advertisement of such sale should be made in the newspapers published in Tallahassee, Lake City, and Jacksonville, in the Savannah News and Herald, the Augusta Constitutionalist, the Charleston Courier, the New York Herald and the New York Journal of Commerce.

In compliance with said Resolution public notice of such sale was given by advertisement in said newspapers and on the 2nd of March, I proceeded to Jacksonville for the purpose of making the sale. In the meantime the Trustees had taken possession of the Railroad and placed the same in charge of Maj. Robert Walker, the Superintendent of the Pensacola and Georgia Railroad.

On the 3rd of March, a bill of complaint on behalf of George W. Swepson, William D. Rankin, Robert W. Pulliam, the Bank of Cape Fear and Rufus Barringer, against the Trustees of the Internal Improvement Fund, praying that the sale of the road be enjoined, was filed in the Circuit Court of Duval County and a motion for such injunction made before the Honorable B. A. Putnam, Judge of the Eastern Circuit, and a temporary injunction was granted. On the 4th March, (the day of sale) the answer of the Trustees to the bill of complaint was filed and a motion to dissolve the temporary injunction was made by M. D. Papy, Esq., Attorney of the Board, after hearing the argument of Counsel, the injunction was dissolved by the Court. I then proceed-

ed to the office of the Florida Atlantic and Gulf Central Railroad Company and announced that I would sell said Railroad and all its property of every kind, including roadbed, iron, equipments, workshops, depots and franchise, for cash upon the following conditions:

"The purchaser or purchasers should be bound to continue the payment of one-half of one per cent. semi-annually to the Sinking Fund, until all the outstanding bonds are discharged, under the penalty of an annulment of the contract of purchase and the forfeiture of the purchase money paid in and the sale is also subject to all the conditions of the Act of January 6, 1855. Stamps at the cost of purchaser."

Whereupon a notice was read on behalf of Mr. D. T. Yulee, for the Florida Railroad Company, claiming that there is on the tract of the Florida Atlantic and Gulf Central Railroad nearly one mile of iron rails belonging to the Florida Railroad Company, and requesting that the same be excepted from the sale.

And notice was given by J. C. Greely, Deputy Tax Collector of Internal Revenue, that he had levied upon three engines for the Internal Revenue Tax due by the Florida Atlantic and Gulf Central Railroad Company amounting to about seven thousand dollars and that there were also other taxes assessed against said Company amounting to several thousand dollars more, which he claimed as a lien upon the Railroad and its property, and Rufus Barringer, Esq., on behalf of himself and George W. Swepson, William D. Rankin, Robert W. Pulliam and the Bank of Cape Fear, of North Carolina, protested against the sale and forbid the same upon the ground that they had taken an appeal from the decision of the Judge of the Eastern Circuit refusing to join the sale, to the Supreme Court of the State of Florida, and had

filed the appeal bond as required by law, and that such appeal operated as a supersedeas, and any sale pending the same was illegal and void.

I thereupon offered for sale to the highest bidder the roadbed, iron, equipments, workshops, depots and franchise and all the property of every kind of the Florida Atlantic and Gulf Central Railroad, and William E. Jackson and his associates having bid the sum of one hundred and eleven thousand dollars (\$111,000) and that being the highest and best price offered, said bid was accepted, and the property mentioned was sold to the said William E. Jackson and his associates upon the terms and conditions above mentioned.

All of which is respectfully submitted.

HUGH A. CORLEY,

Salesman Board Trustees I: I: Fund.

Said report having been read it was

Resolved, That the sale of the Florida Atlantic and Gulf Central Railroad having been made according to law and instructions, this Board will make a deed conveying said Road to the purchasers upon the payment of the purchase money.

A bill was presented on behalf of Messrs. Papy and Westcott for professional services rendered in the case of Pulliam & Swepson against the Trustees of the Internal Improvement Fund and others in reference to the sale of the Florida Atlantic and Gulf Central Railroad, before the United States District Court, and for services in the case of Swepson, Rankin, Pulliam, Barringer and others against the Trustees of the Internal Improvement Fund, in reference to the sale of said road, before the Circuit Court for the Eastern Judicial Circuit.

On motion it was

Ordered, That Messrs. Papy and Westcott be paid

five hundred dollars for their professional services in said cases.

The Board then adjourned.

D. S. WALKER,
President.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Florida, April 21, 1868.

The Board met: All the members present.

The Secretary laid before the Board the affidavits of James G. Speer, formerly Chairman of the St. Johns and Indian River Canal Commissioners, and James O. Devall, formerly Secretary and Treasurer of said Commissioners with their statements with reference to the amounts due them as salary; whereupon it was ordered that the amounts due to them be paid, to-wit: To James G. Speer, one thousand four hundred and five dollars and thirty-eight cents (\$1,405.38) and to James O. Devall one thousand nine hundred and sixty one dollars and forty-two cents (\$1,961.42).

The following Resolution was adopted:

Resolved, That Charles P. Chaires, be and he is hereby appointed the Agent of this Board for the protection of the timber upon the lands belonging to the Internal Improvement Fund lying in Lafayette, Levy and Hernando Counties; and that he be allowed as compensation for his services fifty dollars per month and one-half of any timber seized by him as such Agent.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary.

Tallahassee, Florida, April 28, 1868.

The Board met: All the members present.

Mr. Corley offered the following Resolution:

Resolved, That this Board will pay to M. D. Papy Esq., four hundred dollars in addition to the amounts heretofore paid him in full for professional services to date.

Upon the adoption of the Resolution, the vote was:

Yeas—Gov. Walker, Messrs. Austin, Beard, Galbraith and Corley.—5.

Nays—None.

So the Resolution was adopted.

Messrs. Charles H. Austin and William Fisher made the following report of the bonds and coupons of the Florida Railroad Company in pursuance of the Resolution of the Board of March -th, to-wit: The undersigned acting by appointment of the Trustees of the Internal Improvement Fund, to take account of and cancel the bonds and Interest Coupons of the Florida Railroad Company, report the following as a true and correct list of said bonds and coupons, which they effectually obliterated and cancelled with ink, and now present the same to the Trustees, to-wit:

No. of Pkg.	No of Bonds.	Amt.
51	From 1,100 to 1,136 Inclusive 37	Bonds
	From 1,186 to 1,199 Inclusive 14—51	Bonds
48	From 1,328 to 1,329 Inclusive 2	Bonds
	From 1,332 to 1,335 Inclusive 4	Bonds
	From 1,338 to 1,379 Inclusive 42—48	Bonds
47	600 1	
	From 602 to 622 Inclusive 21	
	From 624 to 648 Inclusive 25—47	Bonds
61	From 522 to 525 Inclusive 4	Bonds
	From 596 to 599 Inclusive 4	Bonds
	901 1	
	201 1	

	From	542 to	551 Inclusive	10	
		554		1	
		558		1	
		561		1	
		568		1	
	From	577 to	580 Inclusive	4	
	From	594 to	595 Inclusive	2	
	From	701 to	715 Inclusive	15	
		726		1	
		727		1	
	From	748 to	750 Inclusive	3	
	From	789 to	799 Inclusive	11—61	Bonds
89		200		1	
	From	202 to	251 Inclusive	50	
		346		1	
	From	252 to	253 Inclusive	2	
	From	261 to	295 Inclusive	35—89	Bonds
51	From	88 to	89 Inclusive	2	
		463		1	
		471		1	
		489		1	
		521		1	
	From	526 to	531 Inclusive	6	
	From	536 to	541 Inclusive	6	
	From	552 to	553 Inclusive	2	
	From	555 to	557 Inclusive	3	
	From	559 to	560 Inclusive	2	
	From	564 to	567 Inclusive	4	
	From	569 to	576 Inclusive	8	
	From	1,604 to	1,616 Inclusive	13	
		1,621		1—51	Bonds
52		800		1	
	From	841 to	848 Inclusive	8	
	From	857 to	899 Inclusive	43—52	Bonds
79	From	1,590 to	1,598 Inclusive	9	
	From	1,580 to	1,589 Inclusive	10	
	From	1,558 to	1,567 Inclusive	10	

	From 1,548 to 1,557 Inclusive	10	
	From 1,570 to 1,579 Inclusive	10	
	From 1,540 to 1,547 Inclusive	8	
	From 1,568 to 1,569 Inclusive	2	
	From 1,530 to 1,539 Inclusive	10	
	From 1,500 to 1,505 Inclusive	6	
	From 1,526 to 1,529 Inclusive	4—79	Bonds
32	From 46 to 47 Inclusive	2	
	From 50 to 63 Inclusive	14	
	68	1	
	From 77 to 78 Inclusive	2	
	From 80 to 87 Inclusive	8	
	90	1	
	From 96 to 99 Inclusive	4—32	Bonds
55	From 1,200 to 1,232 Inclusive	33	
	From 1,278 to 1,299 Inclusive	22—55	Bonds
73	900	1	
	From 902 to 903 Inclusive	2	
	From 930 to 941 Inclusive	12	
	From 942 to 999 Inclusive	58—73	Bonds
49	From 1,000 to 1,045 Inclusive	46	
	From 1,092 to 1,093 Inclusive	2	
	1,099	1—49	Bonds
64	From 400 to 403 Inclusive	4	
	From 404 to 432 Inclusive	29	
	From 452 to 453 Inclusive	2	
	From 457 to 462 Inclusive	6	
	From 464 to 470 Inclusive	7	
	From 473 to 488 Inclusive	16—64	Bonds
87	From 301 to 340 Inclusive	40	
	From 344 to 345 Inclusive	2	
	From 347 to 373 Inclusive	37	
	From 382 to 399 Inclusive	18—97	Bonds
75	From 100 to 143 Inclusive	44	
	From 147 to 148 Inclusive	2	
	From 150 to 159 Inclusive	10	
	From 181 to 199 Inclusive	19—75	Bonds

65	From 1,426 to 1,475 Inclusive	50
	From 1,485 to 1,499 Inclusive	15
	From 404 to	1—66 Bonds

Total.....989 Bonds

The foregoing list comprises nine hundred and eighty-nine bonds, each containing forty-nine coupons of thirty-five dollars each, the first of which was due 1st March, 1868.

The following is a list of fifty-nine bonds received from the Attorney-General (previously cancelled) in New York:

No. of Bonds.	Amt.
149	1
441 to 444 Inclusive	4—5 Bonds
Each containing 60 coupons first due Sept. 1, 1861.	
601 (61 coupons 1st due Sept 1, 1858)	1
1,137 to 1,185 Inclusive (60 Cs. 1st due Sept. 1, 1861)	49—50 Bonds
1,424 (53 Cs. 1st due Sept. 1, 1865)	1
1,600 to 1,601 (58 Cs. on each, 1st due Sept. 1862)	2
1,603 (59 Cs. 1st due Mch. 1, 1862)	1—4 Bonds

59

The following is a list of ninety-five bonds that belonged to the Internal Improvement Fund, containing each fifty-five coupons, the first due March 1, 1864.

No. of Pkg.	No. of Bonds.	Amt.
50	700	1
	From 751 to 786 Inc.	36
	From 374 to 378 Inc.	5
	From 849 to 856 Inc.	8—50 Bonds
45	From 1 to 45 Inc	45 Bonds
		95 Bonds

RECAPITULATION.

Package No. 51, containing 51 Bonds.
 Package No. 48, containing 48 Bonds.
 Package No. 47, containing 47 Bonds.
 Package No. 61, containing 61 Bonds.
 Package No. 89, containing 89 Bonds.
 Package No. 51, containing 51 Bonds.
 Package No. 52, containing 52 Bonds.
 Package No. 79, containing 79 Bonds.
 Package No. 32, containing 32 Bonds.
 Package No. 55, containing 55 Bonds.
 Package No. 73, containing 73 Bonds.
 Package No. 49, containing 49 Bonds.
 Package No. 64, containing 64 Bonds.
 Package No. 87, containing 97 Bonds.
 Package No. 75, containing 75 Bonds.
 Package No. 66, containing 66 Bonds.
 Received from New York....59 Bonds
 Received from Trustees Int. Imp.

Fund.....95 Bonds
 Total Bonds.....1,143

All of the foregoing bonds, eleven hundred and forty-three for one thousand dollars each, are of the first Mortgage Bonds of the Florida Railroad Company, signed by D. L. Yulee, President, and George W. Call, Secretary.

The following is the list of forty-five bonds received from D. L. Yulee, as the Ebbeville Bonds, since the foregoing. They are likewise signed and are for the same amount (\$1,000) each.

Pckg. No. 45.	No. of Bonds.	Amt.
	1,313, 1,315, 1,306, 1,309, 1,311, 1,525, 1,523, 1,522,	
	1,519, 1,314, 1,316, 1,305, 1,307, 1,308, 1,310, 1,312. Each	
	containing 51 coupons for \$35 each, first due Mch. 1,	
	1866.	

16—16 Bonds.

No. 1,524, 1,521, 1,520, 1,518, 1,517, 1,508, 1,510, 1,512, 1,516, 1,331, 445, 448, 450, 472, 563, 1,507, 1,509, 1,511, 1,513, 1,514, 1,515, 1,330, 1,506, 446, 447, 449, 451, 562.—28 Bonds. Each containing 49 coupons for \$35 each, first due Mch. 1, 1867. No. 1,317 containing 50 coupons for \$35 each, 1st due Sept. 1, 1866. 1—45.

Making the total number of Bonds cancelled 1,188.

List of coupons received from the Florida Railroad Co., package No. 131. Numbers of the Bonds upon the coupons, 11 coupons to each Bond, viz:

854, 609, 612, 842, 707, 596, 704, 701, 706, 1,124, 1,197, 1,202, 1,205, 1,132, 737 709, 608, 797, 749, 790, 726, 843, 1,130, 622, 611, 799, 791, 844, 792, 793, 607, 800, 793, 713, 610, 841, 794, 625, 606, 715, 619, 602, 798, 595, 1,114, 1,115, 1,112, 1,116, 617, 847, 848, 614, 613, 1,134, 1,123, 1,119, 1,135, 1,131, 1,136, 628, 629, 848, 845, 705, 1,191, 1,125, 1,118, 1,129, 1,126, 1,127, 626, 702, 621, 703, 711, 1,113, 1,111, 1,117, 1,109, 1,108, 1,107, 615, 710, 647, 708, 714, 1,106, 1,105, 1,104, 1,103, 1,102, 1,101, 594, 616, 750, 795, 789, 1,100, 1,099, 1,196, 1,190, 1,189, 1,201, 597, 624, 712, 598, 1,198, 1,194, 1,193, 1,188, 1,186, 1,187, 618, 605, 600, 1,120, 1,128, 1,199, 1,200, 1,203, 1,204, 599, 620, 748, 1,221, 1,133, 1,122, 1,192, 1,195, 1,110,

Total of package No. 131, 1,441 coupons.

Package No. 113, 11 coupons on each Bond. No. Bond on each coupon, viz: 981, 1,039, 1,025, 1,045, 1,144, 991, 986, 837, 1,041, 1,043, 1,003, 997, 980, 1,009, 982, 995, 984, 990, 985, 1,000, 1, 015, 983, 859, 860, 877, 861, 867, 864, 863, 888, 882, 881, 890, 878, 876, 862, 858, 899, 875, 894, 885, 903, 883, 880, 886, 884, 889, 873, 871, 879, 872, 866, 874, 893, 870, 869, 891, 868, 865, 887, 897, 892, 896, 901, 900, 895, 898, 902, 1,040, 998, 1,042, 992, 1,002, 1,010, 1,037, 1,006, 1,008, 1,018, 1,020, 1,031, 1,021, 987, 1,013, 1,005, 1,029, 1,004, 1,033, 1,032, 1,034, 1,017, 1,036,

1,012, 1,001, 1,027, 1,019, 1,028, 1,024, 1,026, 993, 989,
1,014, 1,034, 1,038, 1,022, 994, 996, 1,007, 1,023, 1,030,
1,011, 988, 1,016, 989.

Total of packages No. 113.—1,243 coupons.

Package No. 78, 12 coupons on each Bond. No. Bond
on each coupon, viz: 979, 1,092, 1,284, 1,286, 1,289,
1,290, 1,285, 1,288, 1,287, 1,291, 1,295, 1,293, 1,294, 1,296,
1,297, 1,292, 1,299, 1,298, 960, 203, 61, 202, 204, 235,
931, 201, 939, 936, 930, 938, 237, 236, 238, 947, 951, 932,
935, 933, 934, 937, 941, 943, 347, 975, 945, 940, 949, 946,
942, 948, 950, 952, 954, 953, 955, 944, 957, 959, 956, 961,
958, 962, 963, 966, 964, 965, 968, 967, 969, 973, 970, 972,
971, 974, 977, 976, 1,093, 978.

Total of package No. 78, 936 coupons.

Package No. 70, 12 coupons on Bond. No. Bond
on each coupon, viz: 187, 186, 334, 284, 282, 287, 189, 274,
322, 272, 263, 265, 267, 264, 328, 327, 271, 279, 286, 332,
360, 339, 338, 336, 335, 318, 325, 329, 319, 315, 314, 317,
277, 290, 320, 313, 270, 321, 323, 273, 266, 268, 183, 185,
184, 337, 324, 276, 269, 289, 190, 281, 330, 323, 331, 262,
188, 181, 182, 261, 333, 288, 283, 311, 285, 316, 312, 278,
275, 280.

Total of package No. 70, 840 coupons.

Package No. 56, 12 coupons on each Bond. No.
Bond on each coupon, viz: 638, 637, 636, 639, 640, 643,
642, 641, 645, 646, 310, 197, 644, 194, 219, 138, 132, 302,
305, 193, 307, 213, 142, 350, 62, 68, 191, 63, 140, 635,
309, 308, 215, 304, 214, 196, 133, 349, 216, 348, 303, 198,
141, 192, 212, 195, 143, 200, 220, 301, 217, 211, 306, 218,
199, 139.

Total of package No. 56, 672 coupons.

Package No. 48, 11 coupons each Bond. No. of

Bond on each coupon, viz: 416, 395, 415, 402, 419, 389, 400, 388, 382, 428, 384, 418, 385, 387, 393, 390, 426, 429, 407, 425, 412, 409, 413, 388, 421, 406, 431, 410, 411, 396, 432, 430, 424, 422, 392, 394, 386, 399, 391, 397, 417, 401, 398, 408, 423, 420, 414, 427..

Total of Package No. 48, 528 coupons.

Package No. 43, 12 coupons each Bond. No. of Bond on each coupon, viz: 1,356, 1,364, 1,360, 1,366, 1,359, 1,357, 1,351, 1,349, 1,358, 1,354, 1,352, 1,355, 1,361, 1,362, 1,353, 1,365, 1,363, 1,371, 1,374, 1,367, 1,373, 1,370, 1,368, 1,369, 1,372, 1,339, 1,341, 1,328, 1,333, 1,334, 1,340, 1,353, 1,343, 1,345, 1,342, 1,344, 1,346, 1,329, 1,347, 1,348, 1,376, 1,375, 1,350.

Total of package No. 43, 516 coupons.

² Package No. 40, 12 coupons on Bond. No. of Bond on each coupon, viz: 1,438, 1,437, 1,440, 1,439, 1,456, 1,445, 1,446, 1,455, 1,454, 1,475, 1,464, 1,462, 1,463, 1,449, 1,470, 1,457, 1,469, 1,474, 1,461, 1,443, 1,458, 1,444, 1,451, 1,453, 1,441, 1,446, 1,460, 1,459, 1,472, 1,447, 1,442, 1,461, 1,448, 1,450, 1,452, 1,471, 1,473, 1,468, 1,467, 1,436.

Total of package No. 40, 489 coupons.

Package No. 36, 12 coupons on Bond. No. of Bond on each coupon, viz: 110, 135, 109, 148, 115, 113, 111, 108, 248, 105, 104, 103, 102, 101, 100, 99, 98, 97, 96, 158, 134, 247, 147, 106, 116, 82, 81, 632, 83, 47, 46, 159, 107, 112, 114, 90.

Total of package No. 36, 432 coupons.

Package No. 33, 11 coupons on Bond. No. of Bond on each coupon, viz: 371, 372, 370, 603, 369, 366, 363, 373, 604, 627, 630, 631, 365, 364, 59, 58, 57, 56, 137, 150, 151, 152, 153, 155, 154, 362, 361, 246, 245, 244, 243, 242, 241.

Total of package No. 33, 363 coupons.

Package No. 35, 11 coupons on Bond. No. of Bond on each coupon, viz: 124, 157, 234, 239, 231, 232, 452, 453, 233, 345, 252, 253, 118, 344, 346, 251, 240, 230, 229, 228, 225, 226, 224, 227, 223, 222, 210, 206, 221, 207, 208, 209, 205, 156, 136.

Total of package No. 35, 385 coupons.

Package No. 12, 12 coupons on Bond. No. of Bond on each couponss, viz: 80, 84, 60, 121, 86, 87, 85, 117, 122, 123, 120, 119. Total 144 coupons.

Package No. 31, 12 coupons on each Bond, &c., &c. 1,495, 1,492, 1,499, 1,504, 1,338, 1,501, 1,491, 1,379, 1,529, 460, 1,487, 1,527, 1,528, 1,485, 1,486, 1,503, 1,498, 1,505, 1,493, 1,490, 1,378, 1,488, 1,502, 1,530, 1,526, 1,494, 1,497, 1,496, 1,500, 1,377, 1,489. Total 372 coupons.

Package No. 30, 12 coupons on each Bond, &c., &c. 1,223, 1,213, 1,214, 1,209, 1,215, 1,222, 1,229, 1,218, 1,212, 1,206, 1,208, 1,228, 1,207, 1, 231, 1,221, 1,220, 1,224, 1,217, 1,211, 1,219, 1,210, 1,227, 1,226, 1,232, 1,225, 1,230, 403, 404, 405, 1,216. Total 360 coupons.

Package No. 30, 12 coupons on each Bond, viz: 525, 577, 464, 466, 359, 351, 568, 523, 568, 554, 465, 558, 467, 469, 579, 522, 461, 524, 352, 549, 471, 488, 340, 358, 354, 353, 355, 357, 561, 356. Total 360 coupons.

Package No. 26, 11 coupons on each Bond, viz: 1,566, 1,567, 1,569, 1,568, 1,570, 1,571, 1, 572, 1,574, 1,575, 1,576, 1,577, 1,578, 1,579, 1,580, 1,581, 1,582, 1,583; 1,540, 1,541, 1,542, 1,543, 1,544, 1,545, 1,546, 1,547, Total 286 coupons.

Package No. 19, 12 coupons on each Bond, viz: 551, 1,532, 1,533, 1,531, 1,532, 1,535, 1,534, 1,536, 1,537, 1,538, 1,539, 543, 550, 547, 542, 548, 545, 544, 546. Total 228 coupons.

Package No. 21, 11 coupons on each Bond, viz:
1,589, 1,598, 1,592, 1,587, 1,590, 1,593, 1,594, 578, 1,595,
1,591, 1,597, 1,596, 1,586, 1,588, 1,585, 1,584, 580, 457,
458, 459, 462. Total 231 coupons.

Package No. 21, 12 coupons on each Bond, viz:
475, 367, 478, 78, 77, 633, 487, 485, 486, 484, 483, 482,
634, 480, 479, 481, 477, 476, 474, 473, 368. Total 252
coupons.

Package No. 20, 10 coupons on each Bond, viz:
1,302, 1,303, 1,301, 1,300, 1,309, 1,310, 1,311, 1,312,
1,317, 1,314, 1,313, 1,337, 1,315, 1,306, 1,307, 1,304,
1,308, 1,316, 1,336, 1,305. Total, 200 coupons.

Package No. 20, 12 coupons on each Bond, viz:
250, 249, 131, 130, 129, 128, 127, 126, 125, 55, 54, 53,
52, 50, 295, 51, 294, 293, 292, 291. Total 240 coupons.

Package No. 18, 11 coupons on each Bond, viz:
1,561, 1,560, 1,558, 1,555, 1,553, 1,557, 1,556, 1,552,
1,562, 1,551, 1,550, 1,554, 1,549, 1,548, 1,564, 1,563, 1,565,
1,559. Total 198 coupons.

Package No. 7, 11 coupons on each Bond, viz:
1,434, 1,432, 1,430, 1,431, 1,429, 1,433, 1,428. Total 77
coupons.

Package No. 6, 13 coupons on each Bond, viz:
1,278, 1,283, 1,281, 1,280, 1,279, 1,282. Total 78 cou-
pons.

Package No. 3, 12 coupons on each Bond, viz:
1,426, 1,436, 1,427. Total 36 coupons.

RECAPITULATION OF COUPONS.

Package No. 131, containing 1,441 coupons.

Package No. 113, containing 1,243 coupons.

Package No. 78, containing	936 coupons.
Package No. 70, containing	840 coupons.
Package No. 56, containing	672 coupons.
Package No. 48, containing	528 coupons.
Package No. 43, containing	516 coupons.
Package No. 40, containing	480 coupons.
Package No. 36, containing	432 coupons.
Package No. 33, containing	363 coupons.
Package No. 35, containing	385 coupons.
Package No. 12, containing	144 coupons.
Package No. 31, containing	372 coupons.
Package No. 30, containing	360 coupons.
Package No. 30, containing	360 coupons.
Package No. 26, containing	286 coupons.
Package No. 19, containing	228 coupons.
Package No. 21, containing	231 coupons.
Package No. 21, containing	252 coupons.
Package No. 20, containing	200 coupons.
Package No. 20, containing	240 coupons.
Package No. 18, containing	198 coupons.
Package No. 7, containing	77 coupons.
Package No. 6, containing	78 coupons.
Package No. 3, containing	36 coupons.

Total.....10,898 coupons

All of the foregoing coupons, ten thousand eight hundred and ninety-eight, are for thirty-five dollars each, amounting to the sum of three hundred and eighty- one thousand and four hundred and thirty dollars, and signed, G. W. Call, for Treasurer.

C. H. AUSTIN,

WM. FISHER.

On motion it was ordered, That the bonds and coupons which have been redeemed and are enumerated in said report, be destroyed by burning; which was done in the presence of the Trustees and of M. D. Papy, Esq.,

and Col. Edward Houstoun.

It was moved that Messrs. C. H. Austin and William Fisher be paid one hundred dollars each for their services in preparing said list and report and cancelling said bonds and coupons.

Upon which the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the motion was agreed to.

The following Resolution was offered:

Resolved, That Messrs. C. H. Austin and William Fisher, be appointed by this Board to make a list of the coupons of the first mortgage bonds of the Pensacola and Georgia Railroad Company and Tallahassee Railroad Company, which have been paid and cancelled by said Companies, and make such a report thereof as will enable this Board to know what coupons have been so paid and cancelled.

The vote upon said Resolution was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

The following Resolution was offered:

Resolved, That this Board will pay to John B. Galbraith, Attorney of this Board, for services in the matter of the attachment of Funds of this Board in New York of the Sinking Fund of the Florida Railroad Company, two hundred and fifty dollars.

The vote upon the Resolution was:

Yeas—Gov. Walker, Messrs. Austin, Beard and Corley.—4.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

I. I. 22.

Attest:

HUGH A. CORLEY,
Secretary.

Tallahassee, Florida, June 5, 1868.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The following report was received from Messrs.
C. H. Austin and William Fisher:

Tallahassee, Florida, June 4, 1868.

To the President of the Board of Trustees of the
Internal Improvement Fund:

Sir:—The undersigned appointed under the Resolution of your Board to make a list of all the Coupons of the First Mortgage Bonds of the Pensacola and Georgia Railroad Company and the Tallahassee Railroad Company which have been paid and cancelled by said Companies, respectfully report.

That they have recorded in the accompanying statement marked "A" coupons to the amount of four hundred and sixty-four thousand eight hundred and forty-three dollars and seventy-five cents (\$464,843.75).

And that they have also made a list herewith submitted and marked "B" of cancelled coupons of same Company paid in by them to the Treasurer on their net earnings account amounting to seventy-three thousand seven hundred and twenty dollars and fifty cents (\$73 720.50).

WM. A. FISHER.

C. H. AUSTIN.

Which report with the accompanying statements, was received and placed on file.

It was moved that Messrs. C. H. Austin and Wil-

liam Fisher be paid one hundred dollars each for their services in preparing said statements and lists.

Upon which motion the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the motion was agreed to.

Gov. Walker offered the following Resolution:

Resolved, That the Treasurer deliver to the Pensacola and Georgia Railroad Company thirty thousand dollars in scrip or other funds of this Board to enable him to carry out the Resolution of this Board of January 4, 1868, taking his obligation to return said thirty thousand dollars if he shall not be able to carry out said Resolution within six months from this date.

The vote on said Resolution was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary.

Tallahassee, Florida, June 24., 1868.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

A statement was received from the Pensacola and Georgia Railroad Company of their gross earnings, and expenses from the surrender to the 31st December, 1867, sworn to by E. Houstoun, President, and D. W.

Gwynn and R. H. Gamble, Directors, showing that during said period their gross earnings were \$502,144.57, expenses \$472,867.61. Net earnings \$29,276.96.

Which statement was read and placed on file.

An account was received from A. D. Rogero, Sheriff of St. Johns County, amounting to seventy-three dollars (\$73.) for expenses in prosecuting Benjamin W. Packard for trespass upon public lands.

Mr. Galbraith moved that said account be paid; upon which motion the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays.—None.

So the account was ordered to be paid.

A letter was received from Mr. Francis Vose, of New York, with reference to the payment of 195 guaranteed bonds of the Florida Railroad Company with the coupons, held by him and notifying the Trustees that he will hold them individually responsible for any failure on their part to discharge their duty with respect to said bonds.

Which letter was read and placed on file.

Mr. Corley offered the following Resolution:

Resolved, That the Treasurer of this Board is hereby authorized to pay the coupons on guaranteed bonds of the Railroad Companies held by B. C. Lewis, A. B. Hawkins, John McDougall and T. W. Brevard, to the following amounts: To T. W. Brevard, one hundred and forty dollars; to John McDougall, five hundred dollars; and to B. C. Lewis, one thousand dollars; and to A. B. Hawkins, one thousand dollars.

The vote on said Resolution was:

Yeas—Gov. Walker. Messrs. Beard, Galbraith and Corley.—4.

Nays.—None.

So the Resolution was adopted.

Mr. Galbraith moved that William Fisher be paid

the sum of thirty dollars for making a copy of the list of coupons paid and cancelled by the Pensacola and Georgia Railroad Company.

Upon which motion, the vote was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the motion was agreed to.

Mr. Galbraith offered the following Resolution:

Be it Resolved by the Trustees of the Internal Improvement Fund of the State of Florida, That the sum of one thousand dollars be and the same is hereby appropriated and shall be allowed to Hugh A. Corley for his services as Secretary of this Board for the past six years, and Treasurer for the past year, and that he is hereby authorized to retain the said amount in his hands and credit himself with the same.

The vote on said Resolution was:

Yeas—Gov. Walker, Messrs. Beard and Galbraith.

—3.

Nays—None.

So the Resolution was adopted.

Mr. Corley offered the following Resolution:

Resolved, That this Board will allow to Charles P. Chaires, agent for the protection of Internal Improvement Lands, his reasonable expenses for boat-hire and other transportation in the discharge of his duties, not to exceed two dollars a day for the time so actually employed.

The vote on said Resolution was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolution was adopted.

Mr. John B. Galbraith presented an account against the Board for one hundred dollars for services rendered as the Attorney of the Board in the case of the

Trustees vs. John S. Moring.

Upon the question of paying the account the vote was:

Yeas—Gov. Walker, Messrs. Beard, and Corley.—3.
Nays—None.

So the account was ordered to be paid.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary.

Tallahassee, Florida, June 29, 1833.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

On motion, it was ordered, That the Treasurer pay to Mrs. Eliza Smith the coupons of the Florida Atlantic and Gulf Central Railroad Company held by her to the amount of one thousand six hundred and forty five dollars.

The vote upon said order being:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

Mr. Corley offered the following Resolutions:

Resolved, That the coupons of Mrs. Eliza Smith be paid out of the moneys in the hands of the Treasurer received from the sale of the Florida Atlantic and Gulf Central Railroad Bonds, and that the remainder of such moneys be applied to the payment of the coupons of Railroad Bonds belonging to the Sinking Fund of the Tallahassee Railroad Company.

Resolved, further, That the moneys so received

into the Sinking Fund be invested in the purchase of the Guaranteed Bonds of the Railroad Companies for the redemption of which said Sinking Fund was created.

Resolved further, That the Treasurer is hereby authorized to employ Col. Edward Houstoun as his agent for the purchase of such Guaranteed Bonds on account of the Sinking Fund.

The vote upon said Resolutions was:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

So the Resolutions were adopted.

The following report was received from Messrs. C. H. Austin and William Fisher.

Tallahassee, Florida, June 24, 1868.

To the President of the Board of Trustees of the Internal Improvement Fund:

Sir:—The undersigned appointed under the Resolution of your Board to make a list of all the coupons of the First Mortgage Bonds of the Pensacola and Georgia Railroad Company and the Tallahassee Railroad Company which have been paid and cancelled by said Companies, respectfully report;

That they have recorded in the accompanying statement marked "C" coupons to the amount of one hundred and thirteen thousand and seven hundred and sixty-one dollars (\$113,761) of coupons which they received from F. H. Flagg, Treasurer of the Tallahassee Railroad Company, all of which coupons are of the bonds of said Tallahassee Railroad Company issued under the provisions of the Act of January 6, 1855.

C. H. AUSTIN,
WM. FISHER.

Which report was received and read and the accompanying statement was placed on file.

On motion it was,

Ordered, That the sum of fifty dollars each be paid C. H. Austin and William Fisher for their services in preparing a list of the coupons of the Tallahassee Railroad Company and that thirty dollars be paid to William Fisher for making a copy of said list.

The vote upon said order, being:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

On motion it was ordered, That Messrs. F. H. Flagg and Hugh A. Corley be authorized and employed to compare the lists of coupons paid by the Pensacola and Georgia Railroad Company and Tallahassee Railroad Company, with the coupons themselves to correct said lists wherever erroneous and after such comparing to destroy the coupons by burning.

The Salesman of the Board reported that Col. Edward Houston, Agent of William E. Jackson and his associates had paid him one hundred and eleven thousand dollars for the Florida Atlantic and Gulf Central Railroad in pursuance of the sale thereof, on the fourth day of March last, and a deed having been prepared conveying said Railroad and all its property of every kind to the said William E. Jackson and his associates, said deed was read, approved and duly executed by the Trustees. Col Edward Houston, agent of Wm. E. Jackson having surrendered to the Trustees the past due coupons upon Bonds of the Florida Atlantic and Gulf Central Railroad Company to the amount of one hundred and twenty-six thousand three hundred and twenty dollars; it was,

Ordered, That the Trustees will convey to the said Wm. E. Jackson in payment for said coupons all the lands belonging to the Internal Improvement Fund

lying within six miles of the Florida Atlantic and Gulf Central Railroad.

And a deed for said lands amounting to one hundred and thirteen thousand and sixty-four 80-100 acres having been prepared, was duly executed by said Trustees.

On motion, it was ordered, That the moneys on hand realized from the sale of the Florida Atlantic and Gulf Central Railroad be placed in the hand of Edward Houstoun, to purchase the outstanding bonds of said Company issued under the provisions of the Internal Improvement Act, the said Houstoun to act in this matter as the special agent of the Trustees of the Internal Improvement Fund.

The vote upon said order being:

Yeas—Gov. Walker, Messrs. Beard, Galbraith and Corley.—4.

Nays—None.

Note.—Minutes July 1st, 1868, on next page.

Tallahassee, Fla., August 31st, 1868.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

Frank W. Webster, Surveyor-General.

On motion, Governor Reed was chosen President of the Board, S. B. Conover, Treasurer and Frank W. Webster, Salesman and Secretary.

On motion of Mr. Conover it was Resolved, That the action of the Surveyor-General as Salesman, to this date is hereby approved and legalized.

A statement was received from Hubbard L. Hart of work done and moneys expended by him in removing obstructions and improving the navigation of the Oclawaha River, showing an expenditure of \$8,185.68

including \$133.87 brought forward from former statement in addition to \$8,000 heretofore expended.

Whereupon it was ordered, That lands belonging to the Internal Improvement Fund of the value of \$8,000 to be selected by said Hubbard L. Hart from the odd numbered sections lying within (10) ten miles of the Oclawaha River and Lakes supplying the same be conveyed to said Hart in accordance with the resolution adopted by the Board on the 26th day of October, 1867, in addition to the eight thousand dollars worth of land already conveyed.

The Salesman was directed to make an inspection of the work performed by Mr. Hart, before the said Hart's next account of expenditures should be presented and make a report to the Board as a basis for their action.

There being no further business, the Board adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Florida, July 1st, 1868.

The Board met.

Present: David S. Walker, Governor.

John Beard, Comptroller.

John B. Galbraith, Attorney-General.

Hugh A. Corley, Register.

The President informed the Board that having ascertained the amount of bonds of the Florida Railroad Company in the hands of their agent in New York, which had been surrendered by the holders upon the basis of the sale and of which he would hand the Secretary the numbers he had been enabled to compute, the number of bonds outstanding and had therefore filled up the check which was left in the hands of the Trustees some time past with the sum of \$4,230, being

the amount of Sinking Fund accrued to 1st May last, and had informed the agent of the purchasers of the amount estimated as due which was unobjected to by him.

Whereupon the following Resolution was adopted:

Resolved, That this Board approve what has been done by the President in this matter, and direct that he transmit to the Agent of the Trustees in New York, the said amount to be incorporated with the funds in his keeping, belonging to the Sinking Fund of the Florida Railroad.

The Board then adjourned.

Attest:

HUGH A. CORLEY,
Secretary Pro tem.

Tallahassee, Fla., November 17, 1868.

The Board met pursuant to call.

Present: Harrison, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

Frank W. Webster, Surveyor-General.

The record of the last meeting was read and approved.

Hubbard L. Hart, presented an account of expenditures made in improving the navigation of the Ocala-waha River under Resolutions of this Board passed the 26th October, 1867, together with affidavits in support of said expenditures. Said account amounting to \$5,063.93.

The Salesman made a verbal report of his inspection of Mr. Harts work, and said report being favorable it was unanimously Resolved by the Board, "That lands belonging to the Internal Improvement Fund of the value of \$4,000 to be selected by said Hubbard L.

Hart, from the odd numbered sections lying within 10 miles of the Oclawaha River and Lakes supplying the same, be conveyed to said Hart in accordance with the Resolution adopted by the Board, on the 26th day of October, 1867, in addition to the \$16,000 worth already conveyed and in completion of the contract implied in said Resolutions (of 26th Oct. 1867)."

It was unanimously resolved that it is not advisable to make any further grant of land for the improvement of navigation of the Oclawaha River.

On motion, it was resolved that hereafter until further action of this Board the minimum price of "Swamp and Overflowed" and "Internal Improvement" Lands shall be \$1.25 per acre. But this Resolution is not to apply to entries for which applications have already been made but not perfected. The Secretary was instructed to publish this Resolution in the Tallahassee Sentinel, the Florida Union and the Pensacola Observer.

On motion it was resolved that payments for land shall be made to the Treasurer of the Board, and the proper deeds be issued upon presentation of his receipt (to the Salesman).

On motion, it was resolved that the bills presented by the Salesman of the Board be allowed and paid by the Treasurer, if by him found correct.

There being no further business, the Board adjourned.

FRANK W. WEBSTER,
Secretary

Tallahassee, Fla., November 25th, 1868.
The Board met pursuant to call.
Present: Harrison Reed, Governor.

The following Resolution was adopted:

That S. B. Conover, Treasurer of the State of Florida and of this Board, be and he is hereby constituted the Agent and Attorney of this Board with power and authority to proceed to the City of New York, and there to demand, collect and take into his possession all moneys, bonds and funds belonging to or under the control of this Board and in the hands and possession of any person or persons in said City of New York, and especially to collect and receive from Moses Taylor, now or late President of the National City Bank of New York, the money, funds, or bonds in his possession belonging to or subject to the control of this Board. There being no further business, the Board adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., December 28, 1868.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Meek, Attorney-General.

Frank W. Webster, Surveyor-General.

A letter was received from Alexander B. Hawkins, requesting payment of past due coupons of bonds of the Tallahassee R. R. Company, to amount of \$4,000 which was postponed for future consideration.

A letter was received from F. Vose, claiming to hold coupons of Florida R. R. Bonds guaranteed by the Bd. and notifying the Board that its members would be held personally responsible for method of sale of

lands, &c.

The report of S. B. Conover, Treasurer, of his doings under Resolution of Nov. 25, 1868, was read and was as follows:

Tallahassee, Fla., Dec. 28, 1868.

To the President and Board of Trustees of the Internal improvement Fund:

I have the honor to report that in pursuance of a Resolution of the Board dated Nov. 25, 1868. I proceeded to the City of New York, and demanded of Moses Taylor, President City Bank of New York, (at the same time exhibiting to him a copy of the Resolution aforesaid) the money funds and bonds in his possession belonging to and under the control of this Board. Mr. Taylor refused to comply with my demand. I then requested of him a statement of his account as agent of this Board. This he also refused me. Mr. Taylor said he did not wish to be misunderstood in the matter and desired me to state to the Board that his action was based entirely upon the present confused condition of affairs in our state, and that as soon as he could feel satisfied as to the rightful authorities therein he would not only gladly comply with the Resolution but would also be pleased to be relieved from further connection with the matter.

Very respectfully

Your Obt. Servt.,

(Sgd.)

S. B. CONOVER.

The following bills were allowed:

Of Salesman for clerk hire to amt. of.....	\$ 77 67
Of Sentinel office for printing. amt. of.....	90 00
Of Yokum for binding.....	3 00
Of J. H. Webster for revenue stamps.....	20 00
Of repairs of Salesman's office.....	5 00
Of S. B. Conover expenses to New York, as Agt. Bd.....	150 00

There being no further business, the Board adjourned.

FRANK W. WEBSTER,
Secy.

Tallahassee, Fla., Jan. 23, 1869.

The Board met pursuant to call.

Present: All the members.

The following Resolution was adopted:

That the Resolutions of the Board of Trustees adopted April 6, 1866, and the Resolutions in amendment thereof adopted March 13, 1868, in reference to drainage of lands by William H. Gleason, be and the same are hereby rescinded and that the said Wm. Gleason be requested to present to the Board any claims he may have against the Internal Improvement Fund or the lands in charge of this Board for work performed under said Resolutions. And that the Secretary be requested to notify Mr. Gleason of the passage of this Resolution.

A proposition was received from S. L. Niblack and others to drain lands upon the Caloosahatchie and Kissimmee Rivers, consideration of which was postponed. Bill for painting in office of Salesman was allowed to amt. of.....\$10 00

Bill for clerk hire (office of Salesman) allowed.. 40 66

There being no further business, the Board adjourned.

FRANK W. WEBSTER,
Secy.

Tallahassee, Fla., Feby. 3, 1869.

The Board met pursuant to call.

Present: All the members.

A proposition was received from Wm. H. Hunt in

reference to Internal Improvements at and near Miami, Dade Co., and compensation therefor. Also from Wm. H. Gleason to similar effect covering territory between Jupiter Inlet and New River Inlet. In reference to which the Attorney-General was requested to prepare resolutions.

A proposition was received from H. L. Hart in reference to canals between Lakes Eustis & Dora, Dora & Apopka, Griffin & Harris & Harris & Panasoffkee which was approved.

Also from Niblack et al., in reference to drainage of lands upon Caloosahatchie & Kissimmee Rivers on which the Attorney-General was requested to draw resolutions and submit to said Niblack and others.

Bill of Reed & Mather for Seal Press for Salesman's office was allowed to amt. of.....\$21 75

There being no further business, the Board adjourned.

FRANK W. WEBSTER, ..
Secretary.

Tallahassee, Fla., Feby. 4, 1869.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

A. R. Meek, Attorney-General.

J. S. Adams, Comr. Immigration.

Frank W. Webster, Surveyor-General.

The following Resolutions were adopted by the Board of Trustees of the Internal Improvement Fund of the State of Florida:

Be it Resolved, That Hubbard L. Hart of Palatka, Putnam County, Florida, is hereby permitted to make, cut or dig a canal from Lake Eustis to Lake Dora, a canal from said Lake Dora to Lake Apopka and

a canal from Lake Griffin to Lake Harris, to make three cuts or canals between Lake Griffin and the shoals above Silver Spring Run, in the Oclawaha River and to dredge said shoals on said River in the State of Florida. Each of said canals or cuts to be made navigable barges, canal and steam boats of not less than (20) twenty feet beam.

And by said Board be it further Resolved, That as said Hart makes cuts, or digs said canals so navigable as aforesaid that the Trustees of said Board shall and hereby agree to sell and convey unto said Hart, or to such person or persons as he may in writing direct all lands known as the swamp and overflowed lands, which are now vested in said Board of Trustees in the odd numbered sections on each side of and within six miles of the Lakes by said canals connected and on each side of and within six miles of the Oclawaha River from Lake Griffin to the mouth of Silver Spring Run at the price of six and one-fourth ($6\frac{1}{4}$) cents per acre, as follows, viz:

One-eight ($\frac{1}{8}$) of the said lands when the said canal between Lakes Eustis and Dora is completed and approved by a member of said Board or by some suitable person appointed by said Board. Three eights ($\frac{3}{8}$) of said land, when said canal between said Lakes Dora and Apopka is completed and approved as above, and the remainder of said lands when the said canal between Lakes Griffin and Harris and the cuts or canals between Lake Griffin and Silver Spring Run are completed and the shoals above Silver Spring Run dredge and approved as aforesaid. The said Hart or those holding under him to have six months in which to commence the above work and three years from commenceing in which to complete the same, and by said Board it is further Resolved, That for any of the Swamp and Overflowed Lands in these odd numbered sections, which may have

I. I. 23.

been previously conveyed, the said Trustees will deed in lieu thereof an equal number of acres to said Hart, or such other person or persons as he in writing may direct from the Swamp and Overflowed Lands (as they have power to convey) nearest to said Lakes and River as may be agreed upon between said Board of Trustees or said Hart, or such person or persons as he in writing may direct, in order to meet the requirements of this Resolution, the said Board of Trustees to be paid by said Hart or those holding under him, the necessary travelling expenses paid by the person sent to examine and approve said work.

Be it Resolved, That Hubbard L. Hart, of Palatka, Putnam County, Florida, is hereby permitted to make, cut or dig a canal from Lake Harris, to Lake Pansoffka, a distance of about sixteen miles in said State to be navigable for barges, canal boats and steam boats, of not less than twenty (20) foot beam, and by said Board be it further Resolved, That when said Hart and such person or persons as he may direct, makes, cuts or digs said canal so navigable as aforesaid, that the Trustees of said Board shall and hereby agree to sell and convey to said Hart or to such person or persons as he in writing may direct all lands known as the Swamp and Overflowed Lands which are now vested in said Board of Trustees in the odd numbered Sections on each side of and within six miles of the Withlacoochee River, and Lake Pansoffka and Charley Apopka at the price of ($6\frac{1}{4}$) six and one-fourth cents per acre, as follows, viz:

When said canal is completed and approved by a member of this Board or by some suitable person appointed by said Board. The said Hart or those holding under him to have five years from the signing of this contract in which to complete said canal, and by said Board of Trustees it is further Resolved, That for

any portion of the Swamp and Overflowed Lands in these odd numbered sections which may have been conveyed to other parties, then the said Board of Trustees will deed and convey in lieu thereof an equal number of acres of the Swamp and Overflowed Lands (as they have power to convey) nearest said River and Lakes, to said Hart, or to such person or persons as he in writing may direct in order to meet the requirements of this Resolution.

The said Board of Trustees to be paid by said Hart or those holding under him the necessary traveling expenses paid by the person sent to examine and approve said work.

Resolved, That Wm. H. Gleason, is hereby permitted to enter upon and ditch and drain any of the Swamp and Overflowed Lands in the State, included in Townships Thirty-eight and those Townships immediately South of said Township and extending to and including Township Forty-nine in Range Forty-one East, and in the Townships on the Atlantic Coast in Range Forty-two East, which lie East of the Townships mentioned, and whenever the said Wm. Gleason or his legal representatives shall open or dig or cause to be opened or dug, ditch or ditches drain or drains, containing fifty thousand feet, cubic measure, of ditches or drains, opened or excavated and make to this Board a certificate of the fact under oath attested by the County Surveyor, or a Magistrate duly qualified of the County where such ditches or drains are located and furnish such other testimony of the facts as may hereafter be required by this Board, the said Gleason or his legal representatives shall be allowed to purchase from the State Lands within the limits above prescribed and this Board will sell and convey to the said Gleason or his legal representatives all the interest which they have or may have to six hundred and forty acres of said Swamp and Overflowed Lands,

for each and every fifty thousand cubic feet so certified from time to time upon payment of the sum of forty dollars for each six hundred and forty acres of Land so purchased it being expressly hereby provided and understood:

First, That no drains or ditches are to be counted under this resolution that are not necessary for the drainage of their vicinity.

Second, That the above resolution shall not be modified or repealed unless the said Gleason or his legal representatives shall, after such lands have been conveyed by the United States to the State of Florida have abandoned active operations under this Resolution, for the period of twelve months or unless the said Gleason or his legal representatives shall have assented in writing thereto.

Third, That it is understood and provided that the necessary work under this Resolution shall be prosecuted with reasonable diligence, and ten years from and after the date of the transfer of title from the United States to the State of Florida of the above Lands, shall be given said Gleason, in which he may continue and complete the work required of him under the above Resolution.

Fourth, That in consideration of the above Resolution the said Gleason expressly releases all claim or claims which he has or may have under a Resolution of this Board passed April 6th, A. D. 1866 or of any Resolution in lieu thereof.

Resolved, That William H. Hunt is hereby permitted to enter upon and ditch and drain and relieve from inundation, whether by digging ditches and canals, or by clearing out and improving the channel of rivers and natural water courses, any of the Swamp and Overflowed Lands in the State and situated on the South Eastern Coast, extending in a Southerly direction from

the Township line between Townships Forty-nine and Fifty, South, and East to the mouth of the Miami River, and extending Westerly far enough to include three tiers of Townships inland from the Coast, viz: the Townships in Ranges numbered forty, forty-one and forty-two East and within the above named limits, and whenever the said Wm. H. Hunt or his legal representatives shall open or dig, or cause to be opened or dug, any ditch or ditches, drain or drains containing fifty thousand cubic feet of ditches or drains opened, or shall so open and improve as to make navigable for steam boats and other vessels of twenty feet beam or breadth, one hundred and fifty thousand cubic feet of any natural watercourse within the aforesaid limits and make to this Board a certificate of the fact under oath attested by the County Surveyor or a Magistrate duly qualified, of the County where such ditches or drains are dug or such improvements are made, and furnish such other testimony of the facts as may hereafter be required by this Board the said Wm. H. Hunt, or his legal representatives shall be allowed to purchase and this Board will sell and convey to the said Wm. H. Hunt his heirs or legal representatives, all the rights which they have or may have in six hundred and forty (640) acres of said Swamp and Overflowed Lands, for each and every fifty thousand cubic feet of such ditches or for each one hundred and fifty thousand cubic feet of such natural water course or river channel so improved and certified as above prescribed from time to time upon payment of the sum of forty dollars for each six hundred and forty acres of land so purchased, it being expressly herein understood and provided that:

First, That no drains or ditches are to be counted under this Resolution that are not necessary for the purpose of draining the vicinity.

Second, That the lands selected and conveyed un-

der the above agreement shall be selected from within the above prescribed limits.

Third, That the above Resolution shall not be modified or repealed unless the said Wm. H. Hunt shall after such lands have been conveyed by the United States to the State of Florida have abandoned active operations under this Resolution for the period of twelve months or unless the said Wm. H. Hunt or his legal representatives shall have given his assent in writing to such repeal or modification.

Fourth, That it is understood and provided also that while the necessary work under this Resolution already commenced shall be prosecuted with reasonable diligence still ten years from and after the date of the transfer of title from the United States to the State of Florida of the above lands shall be given said Wm. H. Hunt in which he may continue and complete the work required of him under the above Resolution.

Fifth, That said Wm. H. Hunt in consideration of the passage of the above Resolution expressly releases and yields all claim or claims which he has or may have as assignee of W. H. Gleason, to any benefits accruing or to accrue from the passage of a Resolution of this Board passed April 6th A. D. 1866 or of a Resolution in lieu thereof passed March 16th, A. D. 1868.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., February 6, 1869.

The Board met pursuant to call.

All the members present.

The following Resolutions were adopted.

Resolved, That whenever the Pensacola and Louisville Railroad Company shall exhibit evidence of

the completion of said Railroad from Pensacola Northwardly to the Northern Boundry Line, of the State of Florida which shall be deemed satisfactory by this Board, said Railroad Company shall purchase and this Board will convey all the right title and interest which said Board has or may have to any Swamp or Overflowed Lands lying along and on each side of said Railroad and within six miles thereof on payment by said Company to said Board of six and one-fourth cents for each acre of said land so conveyed, reserving forty acres of land for the use of any Railroad running from the Chattahoochee River at the point where each Railroad may desire to connect with said Pensacola and Louisville Railroad.

This Resolution to become binding and of force and beyond the control of this Board whenever the Pensacola and Louisville Railroad shall have formally accepted the conditional grant of land herein made and shall have executed a contract with this Board by which the corporators of said Pensacola and Louisville Railroad shall bind themselves to impose no obstacles to the completion and operation of the contemplated Railroad from the Chattahoochee River to the City of Pensacola, or its vicinity by which any discrimination in the conveying of freights on their Road, shall be made against said Chattahoochee Railroad.

Resolved, That William H. Hunt is hereby appointed an Agent of the Board of Trustees of the Internal Improvement Fund, and is empowered as said Agent to have in charge all that portion of territory situated on the South East Coast of Florida, extending in a Southerly direction from the Township line between Townships forty-nine and fifty, South and East, to the mouth of the Miami River and extending Westwardly far enough to enclose three tiers of Townships inland from the Coast, viz: The Townships in Ranges

numbered forty, forty-one and forty-two East, within the above named limits. As such Agent he is empowered to contract for the sale of the lands under the control of the Trustees at the established price to locate settlers upon such lands, and to make such regulations as to fencing, ditching and burning as will prevent the State lands from unnecessary waste and destruction, and generally to act in furtherance of the ends and purposes of a contract or agreement with said Hunt, embodied in the said Resolution of this Board, adopted February 4th, A. D. 1869.

The Board adjourned till 3 p. m., this day.

FRANK W. WEBSTER,
Secretary.

The Board met pursuant to adjournment.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

A. R. Meek, Atty. Genl.

J. S. Adams, Com. Immigration.

Frank W. Webster, Surveyor-General.

The following Resolutions were adopted:

Whereas the Pensacola and Georgia and the Tallahassee Railroads Companies have failed to provide the interest on the bonds issued by said Companies, and the Sinking Fund of one per cent. per annum as required by "An Act to provide for an encourage a liberal system of Internal Improvement in this State.

Therefore be it Resolved by the Board of Trustees of the Internal Improvement Fund of the State of Florida, That the said Board by virtue of and in compliance with the third section of said Act take possession of said Railroads and all their property of every kind and that the Salesman of this Board advertise the same to be sold at public auction to the highest

bidder either for cash or additional approved security at the offices of said Company at Tallahassee in this State on Saturday the twentieth day of March, A. D. 1869, and that the Governor be and he is hereby authorized and requested to attend to the necessary measures in carrying out the object of this Resolution.

Resolved further, That the notice of said sale be published forthwith until day of sale in the Journal of Commerce and New York Herald, published in New York, and the Savannah Republican, in Savannah, Georgia, in the Florida Union, in Jacksonville, this State and in all the papers published in Tallahassee, Florida.

Resolved, That the Treasurer be authorized to receive eight thousand two hundred and thirty-two dollars worth of past due coupons, of the first mortgage bonds of the Pensacola and Georgia Railroad and the Tallahassee Railroad Companies, in exchange for scrip now in the Treasury.

Resolved, That the Board authorize the sale of the SE $\frac{1}{4}$, South East Quarter of the North West Quarter, Sec. 36, T. 15, South Range 23 East to Allen Fort, Jr., at fifty cents per acre.

Resolved, That the Salesman of this Board be authorized to employ a clerk at a salary not exceeding eighty-three 33-100 per month to date from Jany. 1st, A. D. 1869.

The meeting then adjourned.

FRANK W. WEBSTER

Secretary.

Tallahassee, Feby., 12, 69.

The Board met.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Weeks, Atty. Genl.

Frank W. Webster, Sur. Genl.

The following proposition was offered and accepted:

Tallahassee, Fla., Feby. 5th, 1869.

To the Trustees of the Internal Improvement Fund of the State of Florida:

Gentlemen: We submit to you for your consideration and action thereon the following proposition:

For the purpose of draining and reclaiming certain Swamp and Overflowed Lands lying in the Southern portion of the State of Florida, as hereafter particularly set forth, and thereby bringing into settlement and cultivation a large extent of country at present unoccupied and not inhabitable and for developing the resources and promoting the material interest of the State. We the undersigned in behalf of ourselves and such persons as we may hereafter associate with us in the work, propose that we will drain, dredge, ditch and reclaim from inundation, the overflowed inundated lands lying adjacent to and extending on each side of the Caloosahatchie River, from its mouth to its source thence, to Lake Okachobee and on any and all its tributaries from their sources to the lake, including all of such lands as are adjacent to either side of Kissimmee River from its source to its mouth, on condition that you, the said Trustees will give to ourselves our associates, one-half of all the lands so drained and reclaimed, the same to be the odd numbered sections and one-half of all lands reclaimed from inundation as the result of the draining, ditching and dredging done by ourselves and associates to be taken in alternate sections, or parts of sections when the amount of land in one particular point so reclaimed, proves to be less than two sections.

We further propose to commence the survey of this work within six months from the date of acceptance of this proposition and that the actual work of drain-

ing and reclaiming said lands shall be commenced within twelve months, and the entire work completed within seven years from the date of acceptance of this proposition.

We further propose that the amount of land reclaimed by us shall be determined by a party who shall be a skilful Surveyor, and who shall be required to report to your Board semi-annually and upon the report of such Surveyor, that your Board will convey to us and our associates all the interest and title now, or that may hereafter be vested in your Board, to one-half of all lands so reclaimed at the time of such report of said Surveyor, and that if the vigorous prosecution of our work under this proposition shall after commencement be discontinued for the space of six consecutive months at any time within said seven years then we shall have no further rights hereunder.

S. L. NEBLACK,
A. A. STEWART,
GEO. ELLIS,
A. J. T. WRIGHT.

(Signed)

Whereupon the following Resolution was adopted:

Whereas, S. L. Neblack, A. A. Stewart, Geo. W. Ellis, A. J. T. Wright, for themselves and associates have this day proposed to this Board to drain, ditch, dredge and reclaim from inundation the Overflowed and Swamp Lands lying adjacent to and extending on each side of the Caloosahatchee River from its mouth to its source, thence to Lake Okeechobee and on any and all its tributaries from their source to the Lake, including all such lands as are adjacent to either side of the Kissimmee River, from its mouth to its source.

Therefore be it Resolved, That this Board convey said parties named and such other parties as they may in writing notify this Board are associated with them one-half of all Swamp and Overflowed Lands, now or

that may be hereafter vested in said Board, that may be reclaimed from inundation by said draining, ditching and dredging, and one-half of all said lands thus reclaimed from inundation as the result of said draining, ditching and dredging.

The said half to be taken from the odd numbered sections of said lands.

That said lands be conveyed to said parties only upon the report of a competent Surveyor, under oath of the number of acres so reclaimed, or relieved from inundation. That said Surveyor be appointed by the Board and report the numbers of acres by said so reclaimed or relieved from inundation every six months after the commencement of said ditching, draining and dredging. That this Board must be reimbursed by said parties for all reasonable payments to said Surveyor. That said work must be actually commenced within one year and, be completed within seven years from this date. That if said work shall not for the space of six consecutive months be vigorously prosecuted then and in that event the said parties shall have no further rights to continue operations hereunder.

After which the meeting then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Florida, Feby., 13th, 1869.

The Board met.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Meek, Atty. Genl.

Frank W. Webster, Surveyor Genl.

The following communication from W. H. Gleason was received and the request granted:

Tallahassee, Fla., Feby. 13, 1869.

To the Honorable, the Trustees of the Internal Improvement Fund:

I would respectfully the Resolution adopted by the Board February 4th, 1869, granting to myself certain privileges, be so amended as to include Range 43, as the reading of the Resolution as it is now worded, leaves it questionable whether fractional Range 43 is included or not.

Respectfully yours,

(Signed)

W. H. GLEASON.

The following communication was received from the Southern Inland Navigation and Improvement Company:

To the Honorable the Trustees of the Internal Improvement Fund of the State of Florida:

"The Southern Inland Navigation and Improvement Company," do respectfully request and ask aid from the Internal Improvement Fund for the purposes of carrying out and into effect the powers which are granted to them by their Charter, the section of country through which these improvements pass from Biscayne Bay to the head of Halifax River, is an almost uninhabited country, although this portion of the State has been open for settlement for the last twenty-five years, and as settlements have repeatedly been made, and abandoned from time to time in consequence of their being no outlet or egress for its products. The State has vast quantities of lands amounting in the aggregate to over three millions of acres, which will be benefitted and opened up to settlement and immigration by this Company. These lands are wholly unavailable to the State. In the event of the completion of an inland navigation from Biscayne Bay to the St. John's River, these lands would be enhanced at least to two dollars and fifty cents per acre, aside

from the impetus that would be given to immigration and the wealth which immigration brings into every community.

We submit to your Honorable body, a schedule of lands all of which will be benefitted by the improvement. The Company would ask that the Honorable Board convey to the said Company the odd numbered sections of the Swamp and Overflowed Lands in the following named Townships, to-wit: Townships eleven (11), twelve (12), thirteen (13), fourteen (14), and fifteen (15) of Ranges twenty-six (26), twenty-seven (27), twenty-eight (28), twenty-nine (29), thirty-one (31), thirty-two (32) Easterly.

Township sixteen (16), seventeen (17) and eighteen (18), of Ranges twenty-eight (28), twenty-nine (29), thirty (30), thirty-one (31), thirty-two (32), thirty-three (33) and thirty-four, East, Township nineteen (19), twenty (20) and twenty-one (21), of Ranges thirty (30), thirty-one (31), thirty-two (32), thirty-three (33) and thirty-four (34) East, Townships twenty-one (21) of Ranges thirty-three (33), thirty-four (34) and thirty-five (35) East. Township twenty-three (23), twenty-four (24), twenty-five (25), twenty-six (26), twenty-seven (27) and twenty-eight (28) of Ranges thirty-four (34) thirty-five (35), thirty-six (36) and thirty-seven (37) East. Township twenty-nine (29), thirty (30), thirty-one (31), thirty-two (32) and thirty-three (33) of Ranges thirty-five (35), thirty-six (36), thirty-seven (37), thirty-eight (38) and thirty-nine (39). Townships thirty-four (34), thirty-five (35), thirty-six (36) and thirty-seven (37) of Ranges thirty-nine (39), forty (40), forty-one (41) and forty-two, East. The construction of the canal from the St. Johns to the Indian River, can be used during the seasons of inundation for the purposes of drainage and will reclaim thousands of acres of land that are

nearly worthless upon the head waters of the St. Johns River, it will also during the seasons of flood save from overflow immense quantities of land on the St. Johns River, below the place of the intersection of the canal with the St. Johns, the deepening of Indian River and the removal of bars will accelerate the movement of its waters which flow from its tributaries and will help to reclaim and prevent overflow of the lands upon the St. Lucie and Jupiter Rivers, consequently an appropriation of lands from the aggregate body for this purpose will add to the value of the remaining lands belonging to the fund and will increase their value to more than double the present value of its whole. We would ask that the lands be confirmed to the Company and titles made from time to time as the work progresses, as follows, to-wit: For every dredge boat built and put in operation and kept in operation on said work for six months, seventy-two (72) sections of said Swamp and Overflowed Lands to be selected from said odd numbered sections. For dredging and making navigable from Elbow Creek, to Jupiter's Inlet, thirty-six (36) of the said odd numbered sections of Swamp and Overflowed Lands. For dredging and making navigable from Elbow Creek to Dummetts, thirty-six (36) of the odd numbered sections of said Swamp and Overflowed Lands. For dredging and making navigable from the outlet of Lake Harney to Lake Washington seventy-two (72), of the odd numbered sections of the said Swamp and Overflowed Lands. For cutting canal from the St. Johns to Indian River two hundred (200) of the odd numbered sections of said Swamp and Overflowed Lands. For every lock built and constructed thirty six (36) of the odd numbered sections of the said Swamp and Overflowed Lands. For cutting the canal from Indian River to Lake Worth, seventy-two (72) of the odd numbered sec-

tions of said Swamp and Overflowed Laands. For cutting canal from Lake Worth to Hillsboro Inlet seventy-two (72) odd numbered sections of the said Swamp and Overflowed Lands. For cutting canal from Hillsboro Inlet to New River thirty-six (36) sections of the odd numbers of the said Swamp and Overflowed Lands. Cutting canal from New River to Biscayne Bay seventy-two (72) of the odd numbered sections of the said Swamp and Overflowed Lands. For cutting the canal from Indian River to Mosquito Lagoon thirty-six (36) odd numbered sections of the said Swamp and Overflowed Lands. For dredging and cleaning out Mosquito River to the head of Halifax River thirty-six (36) odd numbered sections of the said Swamp and Overflowed Lands. For dredging and making an inside steam boat channel from Biscayne Bay to Key West thirty-six (36) odd numbered sections of the said Swamp and Overflowed Lands, and when the work is completed to a continuous inland steam boat navigation from the St. Johns River to Key West the lands due hereunder to said Company shall be conveyed thereto, In the mean time the Board of Trustees to issue floats to be located by said Company or its assigns, within the limits of territory above described to be located on the odd sections thereof. The Trustees of the Internal Improvement Fund to sell the odd numbered sections within the limits conceded until the same are selected by the Company and hold the funds subject to the order of the Company as the work progresses.

All of the aforesaid canals to be cut and the streams to be dredged shall be so cut and dredged as to admit steam boats of twenty-five feet (25) beam and all locks to be so constructed as to admit steam boats of twenty-five (25) feet breadth and one hundred feet (100) in length.

The said Company, upon the acceptance of this

proposition to have no claims whatever upon lands heretofore conveyed by the Board of Trustees of the Internal Improvement Fund to other parties.

The Lands in said odd numbered sections shall be confirmed or conveyed at the times aforesaid only upon the payment by the said Company therefor to the said Trustees the sum of twenty-five dollars for each and every section of six hundred and forty acres. All dredge boats built shall be constructed at a cost of not less than thirteen thousand dollars otherwise not to be considered as a dredge boat.

N. H. MORAGNE,

(Signed)

President.

CHARLES L. MATHER,

(Signed)

Secty. and Treas.

W. H. GLEASON,

(Signed)

Chief Engineer.

The above proposition was accepted by the Board with the modification that the "Southern Inland Navigation and Improvement Company" in selecting the lands shall select first from the Northern Townships of the Swamp and Overflowed Lands until the odd numbered sections in each Township are exhausted.

The Board then adjourned.

FRANK W. WEBSTER,

Secretary.

Tallahassee, Fla., March 20, 1869.

The Board met pursuant to call.

Present: R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Meek, Atty. Genl.

J. S. Adams, Commissioner.

Frank W. Webster, Sur. Genl.

Comptroller Gamble was chosen Chairman.

The following Resolutions were adopted with reference to the sale of the Pensacola and Georgia and Tallahassee Railroads:

Whereas the Trustees of this Board having taken possession of and advertised the Pensacola and Ga., R. R., to be sold this 20th day of March, 1869. Therefore be it

Resolved, That the purchaser of said Road shall pay at the time of sale the sum of fifty thousand dollars, or a satisfactory equivalent therefor to the Treasurer of this Board to be forfeited unless the remaining purchase money be paid at the time that may be required by said Trustees.

Resolved further, That the said sale shall be adjourned only upon consent of a majority of said Trustees at the place of sale as advertised, or by the Salesman, provided that the highest bid received does not reach 20 cents on the dollar of the bonds of the respective Roads which he shall do. Resolved further, That if from any cause whatever the Salesman of the Board may not continue or enter upon the sale of said Road otherwise than from adjournment, then and in that event the Treasurer of this Board be and he is hereby authorized to make the sale as advertised, unless the same be adjourned.

Resolved further, That as the said Road, is already in the possession of the said Trustees, that the Treasurer of this Board be and is hereby authorized and directed to proceed to the said Road and then of whomsoever he may find in charge of the same, demand and receive the keys of the various buildings to the said Roads belonging, and the Treasurer shall deliver to the purchaser possession of said Roads upon the purchaser giving security satisfaction that the purchaser will fully and faithfully account to him as Treasurer of this Board for the receipts of said Roads during the time the purchaser may have said possession in

case of default in payment of remaining purchase money.

Resolved further, That the foregoing Resolution extend to the Tallahassee Railroad also as advertised to be sold this day except that the purchaser thereof shall be required to pay at time of sale only ten thousand dollars or a satisfactory equivalent.

Adopted unanimously.

(Signed

FRANK W. WEBSTER,
Secretary.

The following Resolution was offered and unanimously adopted:

Whereas it is gravely charged that an agreement between the individual members of the Board and Col. Houstoun and others his associates has been entered into, to take of said Houstoun and others in case they are purchasers of the Pensacola and Georgia and the Tallahassee Railroads at the sale of said Roads advertised by this Board to take place this day, March 20th, 1869, bonds of said Roads as cash otherwise than at their market value, and, Whereas such an agreement if entered into and complied with by this Board would place the bidders at said sales on an unequal footing.

Therefore be it Resolved, That this Board will take nothing in payment of the purchase price of said Roads, except money, or in the estimation of said Trustees its equivalent in market, and that after payment of the purchase money the discretion vested in this Board by the Internal Improvement Law of the State, will be exercised, viz: Either to invest the purchase money in the outstanding bonds of said Road or incorporate it with the Sinking Fund, provided by said Law. And be it Resolved further, That there may be no misapprehension on the part of the bidder at said sale in matters of said alleged agreements, that the

Salesman of this Board be an is hereby required at the places of said sales and before the said sales commence to read to the bystanders a copy of the foregoing Resolutions.

On motion, the Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., 10 P. M., March 20th, 1869.

The Board met pursuant to call.

Present: R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Meek, Atty. Genl.

J. S. Adams, Commissioner.

Frank W. Webster, Sur. Genl.

The following Resolution was adopted unanimously:

Resolved, That we the Trustees of the Internal Improvement Fund, do hereby approve the appointment of Robert Walker by the Treasurer of this Board as agent for said Trustees, to take charge of and operate the Pensacola and Georgia Railroad until such time as the purchase money for said Roads shall be fully paid, or until removed for cause satisfactory to said Treasurer. His appointment as agent for the Tallahassee R. R., upon the conditions and for like purposes as above stated in relation to the Pensacola and Georgia Railroad is also approved.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., March 22d, 1869.

The Board met pursuant to call.

Present: Comptroller, Treasurer, Atty. General,
Com. Im. and Sur. General.

The Treasurer made the following report which was accepted:

Tallahassee, Fla., March 22, 1869.

To the Board of Trustees of the Internal Improvement Fund:

Gentlemen: In compliance with a Resolution of your Board I proceeded on Saturday last to the office of the Pensacola and Georgia and Tallahassee Railroads and there previous to the sale of the said roads of Col. Hustoun demanded that the possession of the Trustees in said Roads be turned over to me representing said Board. The Colonel recognized and admitted the possession in said Trustee fully and practically.

Thereupon the sale commenced and the two Roads were knocked down to Franklin Dibble and his associates who in sale of each Road were the highest bidders. After the sale the purchaser paid into my hands the forfeit money required and executed a satisfactory bond, that they would faithfully account for earnings of the Road while in their possession provided they failed to comply with remaining terms of sale. Thereupon they demanded possession of said Roads and at suggestion of Col. Gamble, Comptroller consented that Major Robert Walker be made agent for the Trustees to take charge of and operate the said Roads until remaining terms of sale were complied with. The action of Col. Hustoun the President of the Railroad Company, prevented the acceptance of the agency by Major Walker; thereupon the purchasers through Mr. Requa, and for them demanded a compliance with the terms of sale that they be put in possession of the Road, and notified me, Col. Gamble, Comptroller, and

Mr. Meek, Atty. Genl. that thereafter they would stand upon their legal rights. At a late hour of the day of sale to-wit, at a few minutes before midnight, Maj. Walker consented to become agent as above stated and without consent on the part of the said purchasers they still insisting upon their rights under the sale, the said Maj. Walker was by me appointed and by this Board endorsed as such agent subject to orders of this Board through me.

Respectfully submitted,
(Signed) S. B. CONOVER,
Treasurer Bd. Trus. I. I. Fund.

Adopted and ordered spread upon the minutes.
The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., March 29th, 1869.

The Board met.

Present: R. H. Gamble, Comp.
A. R. Meek, Atty. Genl.
S. B. Conover, Treasurer.
H. S. Adams, Com. Im.
F. W. Webster, Sur. Genl.

The following Resolution was adopted unanimously:

Resolved, That S. B. Conover, State Treasurer, be and he is hereby allowed the sum of fifty dollars per month from the Internal Improvement Fund for services as Treasurer of said Board of Internal Improvement. The Resolution to take effect from August 1st, 1868.

Mr. Adams offered the following Resolution which was adopted:

Resolved, That the Salesman of this Board be authorized and directed to sell to Myron S. Mickles such land as he may have applied to purchase, previous

to the adoption of an increased price for the State land, at the price of fifty cents an acre which was the price asked for the State lands at the time the negotiation with said Mickles commenced.

On motion, it was Resolved, That the Attorney-General be requested and directed to prepare a deed of conveyance of the P. & G. Railroad, and the Tallahassee Railroad to the purchasers at the public outcry of March 20th, 1869, and submit the same when prepared to the consideration of this Board, and when such conveyance receives the approbation of this Board and is executed by them that the Attorney-General and the Comptroller be appointed special agents of this Board to proceed with such deed to the city of New York, there to consummate the purchase and sale of the Roads and when they have received the amount payable by the purchasers, that they are to deliver to said purchasers such deed of conveyance and in his discretion the Attorney-General is authorized to act upon conference, and in concurrence with Mr. Papy, the Attorney of a portion of the purchasers in drawing said deed.

The Attorney-General offered the following report which was accepted and ordered spread upon the minutes:

To the Board of Trustees of the Internal Improvement Fund of the State of Florida:

Gentlemen: By an understanding among the members, I proceeded on Monday last to Jacksonville with the purchasers of the P. & G., and Tallahassee Railroads, and have to state that I have been requested by the purchasers of the Pensacola and Georgia, and Tallahassee Railroads, F. Dibble for himself, and his associates that an arrangement has been by them made with George W. Swepson who owns over a million dollars of bonds of said Roads, by which for them he agrees to turn over to the Trustees of the Internal

Improvement Fund of this State, all his said bonds of said agreement I am personally cognizant.

The said purchasers further request me to ask the Trustees to execute to them or to me, F. Dibble for his associates a deed of conveyance of said Roads, &c.

They further ask that this Board authorize one of its members to proceed as soon as said deed is executed with the same to New York City, agreeing on their part upon presentation of said deed in New York, they will settle with such member for the full amount or balance of purchase price of said Roads as bid by them at sale on Saturday, 20th March, 1869.

March 27th, 1869.

(Signed)

A. R. MEEK,
Attorney-General.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., April 7th, 1869.

The Board met.

Present: Harrison Reed, Governor.

A. R. Meek, Atty. Genl.

J. S. Adams, Com. Im.

Frank W. Webster, Sur. Genl.

The following Resolution was offered and adopted:

Resolved, That the deeds of the Tallahassee and P. & G. Railroads prepared by the Attorney-General be executed by the members of this Board.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, April 8th, 1869.

The Board met: All the members present.

A notice of which the following is a copy was served upon the Board, accompanied by copies of bonds referred to:

To the Trustees of the Internal Improvement Fund of the State of Florida:

Gentlemen: You are hereby notified that the original bond of the Pensacola and Georgia Railroad Company of which substantial copies are hereto annexed are lost and that it is my intention to make application to the next term of the Circuit Court for the County of Leon, to establish copies in lieu thereof, April 8, 1869.

JAMES S. GIBBS.

Papy & Peeler Attorney for James S. Gibbs.

By Resolution Gov. Reed was authorized to acknowledge service of said notice.

A Resolution was adopted appointing Messrs. Swepson and Dibble, agents for retiring bonds of P. & G., and Tallahassee Railroad.

A motion was offered appointing a Comm. to enquire into status of I. I. Fund. J. L. Requa, A. R. Meek, Attorney-General and J. S. Adams were appointed such commissioners.

It was also Resolved, That the Salesman of the Board be authorized to cancel entry of J. C. Greely.

A bill of McDougall for \$1.59 allowed.

The meeting then adjourned, after passing the following Resolutions:

Resolved, That the Treasurer of this Board turn over to the Atty. General and Comptroller, taking their receipt therefor any funds desired by them to defray expenses of their trip to New York and return in matter of the sale of the P. & G., and Tallahassee Railroads, and that for said funds the Atty. General

and Comptroller render an account upon their return.

Resolved by the Trustees of the Internal Improvement Fund of the State of Florida, That Calvin B. Dibble, of the firm of Dibble, Worth & Co., of New York City, and George W. Swepson, of Raleigh, N. C., be and they are hereby appointed confidential agents of said Trustees with authority in each to take up the outstanding 1st mortgage bonds of the Pensacola and Georgia and the Tallahassee Railroad Companies, and that the Attorney-General and Comptroller are hereby directed to turn over to said Dibble and Swepson, or either of them, all money that may be received by them in behalf of said Trustees for said Roads, for the purpose above set forth.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Florida, May 22, 1869.

The Board met.

Present: Harrison Reed, Governor.

S. B. Conover, Treasurer.

J. S. Adams, Com. of Im.

Frank W. Webster, Sur. Genl.

A petition was presented by Maj. W. W. Vanness from San Augustine Railroad Company, asking for a grant of land to aid in constructing a Railroad from San Augustine to the St. Johns River, upon which the following Resolution was adopted.

Resolved, That this Board have listened with great interest to the proposition of the St. Augustine Railroad and hereby express our entire willingness and determination to make such grants of lands within our legal competence, to make as will so materially assist as in a great measure to in-

sure the speedy completion of a Railroad from the St. Augustine to the St. Johns River whenever the route most practicable for present purposes can be ascertained. But while expressing this determination intending so to do as to warrant the basing upon this expression of all necessary financial calculations, we deem it wise and prudent in the absence of two Trustees to withhold positive action of the Board until a hearing can be had of all parties, to existing interest, before a full meeting of the Board, and an opportunity be given for a consolidation or compromise of all interests in view of the certainty of ultimately of a liberal grant from this Board.

The Board then adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., June 9th, 1869.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

A. R. Meek, Attorney-General.

Frank W. Webster, Surveyor-General.

R. H. Gamble requested that the following statement be spread upon the record and a Resolution to that effect was unanimously adopted:

R. H. Gamble moved that the records be amended so as to read as follows:

When the Resolution to place the purchase money derived from the sale of the Roads in the hands of Messrs Swepson and Dibble was introduced R. H. Gamble objected to it upon the ground that the word purchase was inapplicable and there was no necessity to purchase the bonds as the roads had sold for

more than enough to pay for them. The Resolution was then amended so as to show that the parties or either of them were to take up the bonds. When the Resolution was put again upon its passage, R. H. Gamble voted against it.

Papers in case of suit of F. Vose against Board of Trustees Internal Improvement Fund (instituted in New York) were submitted (copies on file.)

The following Resolution was unanimously adopted

That the Attorney-General be directed to take such steps as are necessary to protect the interest of the Internal Improvement Fund in the suit brought by F. Vose against the Board of Trustees.

The following Resolution was unanimously adopted, viz.: That the Treasurer of this Board and the Comptroller be authorized to take the Bonds and coupons of the Pensacola and Georgia and the Tallahassee Railroads received from the purchasers of said Roads prepare an accurate list of the said bonds and coupons and at a meeting of the Board destroy the same.

The following Resolution was unanimously adopted.

That the salesman of the Board is authorized to appoint such agents as he may deem necessary for the protection of the lands in charge of this Board, said agents to receive as their only compensation and in lieu of all allowances one half of all timber or the proceeds of sale thereof, which shall through their efforts, be seized and confiscated as being cut without authority upon said lands.

The Board adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., June 17, 1869.

The Board met pursuant to call.

Present: R. H. Gamble, Comptroller.

A. R. Meek, Attorney-General.

J. S. Adams, Comm. Imm.

Frank W. Webster, Surv. Gen.

J. S. Adams was chosen chairman.

The Report of Mess. Gamble and Meek as agents of the Board (see Resolution of March 29, 1869) was presented and on motion unanimously accepted and their action approved.

The Report was as follows:

To the Trustees of the Internal Improvement Fund of the State of Florida:

By Resolution of your Board adopted March 29, 1869 we were directed and empowered to proceed to New York City with the deeds of the Pensacola and Georgia and Tallahassee Railroads executed by you to F. Gibble on behalf of himself and his associates, there present said deeds, and receive payment for the Roads conveyed by said deeds.

We beg to report that the duty devolved upon us by said Resolution was duly performed, that we received eight hundred and six thousand six hundred dollars first mortgage Bonds of the Pensacola and Georgia Railroad Co., at par and one hundred and fifty-three thousand and seven hundred dollars of first Mortgage Bonds of the Tallahassee Railroad Co. at between (94 and 95) ninety-four. and ninety-five cents on the dollar, and that the difference between the sum represented by these bonds and the sum bid for said Roads was turned over by us as required by a Resolution of your Board to George W. Swepson as confidential agent of said Board to take up the outstanding bonds of said Companies. The receipt of Mr. Swepson for four hundred and seventy-two thousand and sixty-five dollars we have passed over to the Treasurer of this

Board. We respectfully ask for approval of our action.

(Sgd.)

A. R. MEEK,
Atty. Genl.

(Sgd.)

R. H. GAMBLE,
Comptroller.

Tallahassee, Fla., May 1869.

The Secretary was directed to enter upon the records the report of the Salesman of sale of Pensacola and Georgia and Tallahassee Railroads, the Board regarding the same as having been accepted at a previous meeting. Said report is as follows:

Tallahassee, Fla., March 23, 1869.

Gentlemen of the Board of Trustees of the Internal Improvement Fund:

I have the honor herewith to submit my report of the sales of the Pensacola and Georgia and Tallahassee Railroads, made by me under your direction March 20, 1869.

The morning of March 20th, a notice of which the accompanying paper of Wilk Call, Atty., for certain stockholders and tax-payers of Madison Co., and on file is a copy was served upon me by Wilk Call, Esq.

Before proceeding to sell the Resolutions adopted by the Board March 20, or such portions thereof, as I was by the Board directed to read, were publicly read at the place of sale.

U. S. Marshall Margruder served and read notice of an execution against the P. & G. R. R., for taxes due the U. S.

I then offered for sale the P. & G. R. R., such sale to be subject to the requirements of the Internal Improvement Laws.

I further stated that it was claimed that locomotives Apalachicola, St. Marks, Oclochnee, Gov. Marvin and Dixie, were not the property of the R. R.

The highest bid, viz., of \$1,220,000 was made by F. Dibble and associates to whom the Road was declared sold. I then offered for sale the Tallahassee R. R., subject to the same conditions and requirements the highest bid, viz: Of \$195,000 was made by F. Dibble and associates to whom the Road was declared sold.

Respectfully submitted,

FRANK W. WEBSTER,
Salesman.

The Board adjourned.

FRANK W. WEBSTER,
Secretary.

June 19, 1869.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

A. R. Meek, Atty. Genl.

S. B. Conover, Treasurer.

J. S. Adams, Comm. Imm.

Frank W. Webster, Surv. Genl.

A proposition was received from S. C. Chambers and associates to dig a canal from Orange Lake to the Oclawaha River to drain Paines Prairie, etc., and ask of the Board aid in lands.

It was unanimously resolved that Messrs. Adams and Webster be appointed a committee to inquire into and report to the Board, to-morrow, upon the proposition of M. Chambers.

The following letter was received and read:

Tallahassee, Fla., June 16, 1869.

S. B. Conover, Esq.,

"Treasurer in behalf of the Trustees of the Internal Improvement Fund:

Tallahassee, Fla:

"Dear Sir: Having failed in the several interviews we have had to obtain from you a statement of the actual bonds of the Florida Railroad outstanding and learning from the Comptroller that your agent in New York admitted himself to have purchased two hundred and fifty-seven (257) bonds, for account of the Trustees, I conclude that the number of bonds outstanding is two hundred and twenty-eight, one per cent. upon which is \$2,280 and I beg leave to tender you this amount and ask you to receipt for the same as the payment on account of Sinking Fund due first May last. I beg to add that the Company will pay whatever further sum may be ascertained to be due if the estimate I make of outstanding bonds proves incorrect.

I am Sir your obedient servant,

(Signed)

J. B. ROBERTS,

Agent Florida Railroad Co.

The proposition of Mr. Roberts was acceded to without dissent.

It was Resolved unanimously, That the Atty. Genl. be requested to inquire into and report to the Board upon the liability of the Fund for payment of interest guaranteed by the Board.

The Board adjourned to 4 p. m., June 21, 1869.

FRANK W. WEBSTER,

Secy.

Tallahassee, Fla., June 21, 1869.

4 P. M.

The Board met pursuant to adjournment.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

A. R. Meek, Atty. Genl.

S. B. Conover, Treasurer.

Frank W. Webster, Surv. Genl.

The following Resolution was adopted, viz:

To amend the acceptance of proposition of Mr. Roberts as recorded in minutes of June 19, 1869, to read the proposition of "Mr. Roberts was acceded to without dissent" upon the statement of Mr. Roberts that all previous interest due on bonds to the Sinking Fund, and not included in the \$2,280.00 named by him in his proposition had been paid to the agent of said Trustees in New York City.

On which the vote was:

Yeas—Messrs. Gamble, Meek, Conover.

Nays—Governor Reed.

It was resolved unanimously that the Secretary be directed to request of Moses Taylor, of New York, an account of bonds and funds in his hands as agent of the Board.

The report of Mess. Adams and Webster upon proposition of S. C. C. Chambers and associates was received and adopted unanimously. The report being as follows:

"To the Trustees of the Internal Improvement Fund,"

"Gentlemen: Your committee to whom was referred the proposition of S. C. C. Chambers and associates for a grant of lands to aid in the construction of a canal from the Oclawaha River to the sink in Paines' Prairie with instructions to examine into the legal competency of the Board to make such grant and the desirability of making the same, would respectfully report."

"That the law constituting the Board neither gives the Board power specially to make such grant nor expressly forbid them so to do. Therefore in contemplation of the evident intention of the whole Act and subsequent laws referring to the trust, that the lands in the hands of the Trustees should be so disposed of as to promote throughout the State a liberal system of

I. I. 25.

Internal Improvement, your committee report that the Trustees in their discretion have power to make a grant of lands in aid of the proposed canal under such limitations and conditions as will insure the completion of the proposed work within a reasonable time."

"Your committee further report that the successful prosecution and completion of the proposed work will redeem from inundation a very large and very valuable portion of the State now comparatively useless, will furnish facilities of navigation to a very rich section of the State, capable of sustaining a dense population; will contribute powerfully to the introduction of a desirable immigration; will add very materially to the agricultural resources of the State, and will therefore much enhance the value of the lands belonging to the Fund."

"The committee therefore advise the making a liberal grant of lands in aid of the proposed work.

"But the work is heavy, expensive and will require considerable time for its completion and a general grant of lands without conditions would necessarily sequester the proposed work from the possible competition of other parties for series of years. It is therefore the opinion of your committee that whatever grant of lands be made should be so made as to constitute the consideration of an actual contract between the Board of Trustees and the parties undertaking the work.

"Accordingly your committee would report the following Resolution:

"Resolved, That whenever S. C. C. Chambers and associates who have petitioned for a grant of lands in aid of the construction of a canal from the Oclawaha River to the sink in Paine's Prairie shall have caused a true and accurate survey of the route of the proposed canal to be made and returned to this Board and a careful estimate of its probable expense and a demonstration of the feasibility of the plan, and shall have

organized a Company in a manner satisfactory to the Board who will give reasonable assurance of the speedy commencement and diligent prosecution of said work and of its completion within . . . years from the making of any contract therefor and will enter into a contract with this Board for the construction of said canal this Board will consummate such contract and will make a grant of lands in aid thereof four sections of land for each mile of said canal completed, said work to be divided into sections, to progress regularly and continuously, and on the completion of the work in each section by making such section navigable for boats of twenty feet beam a proportionate amount of land to be conveyed but the entire grant to revert to the fund on the cessation of work upon said canal for twelve months at a time after it shall have been commenced or on a failure to complete the work within the time limited."

Respectfully submitted,

(Sgd)

J. S. ADAMS,

FRANK W. WEBSTER,

A bill of M. D. Papy, Esq., for legal services was received and allowed without dissent, amt. being \$1,000.00.

A communication was received from D. P. Holland in reference to improving channel of the Apalachicola River, and from N. H. Moragne and Wm. H. Gleason on behalf of S. I. N. & I. Co., asking \$16,000 for purchase of a dredge boat.

The Board adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., July 28, 1869.

The Board met pursuant to call.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

Frank W. Webster, Surv. Genl.

The following Resolutions were adopted:

That (\$200) two hundred dollars be allowed the Attorney-General for Attorney's fees in suit instituted in New York of F. Vose vs. the Board Trustees.

That one hundred and sixty dollars (\$160) be paid to Cabell & Dorsey for services in suit (instituted in New York) of F. Vose vs. Bd. Trustees.

A communication was rec'd from W. E. Danelly, F. W. Brevard and others in reference to bonds of P. & G. R. R. Co., and the retirement thereof.

The following Resolution was offered by Mr. Gamble:

Resolved, That George W. Swepson, the agent of the Board is required to account to and make a final settlement of all accounts between himself and the Board by the first day of September next.

Resolved, That a copy of this Resolution be forwarded by the Secretary of this Board to the address of Mr. Swepson.

The following Resolution was unanimously adopted:

That the communication of Mess. Dannelly, Brevard and others, just read, be referred to Mr. Swepson and an immediate explanation be requested.

It was moved and seconded that the Resolution of Mr. Gamble (recited above) be adopted.

It was moved that said Resolution to lie until the case be referred to Mr. Swepson.

On which the vote was:

Yeas—Messrs. Reed and Webster.—2.

Nays—Messrs. Gamble and Conover.—2.

So the motion was lost.

Upon the adoption of the Resolution, the vote was:

Yeas—Messrs. Gamble and Conover.—2.

Nays—Messrs. Reed and Webster.—2.

So the motion was lost.

The following Resolution was unanimously adopted:

That Charles Hart be allowed to purchase Lot No. 1 (one), Section (24) twenty-four, Township three (3) South, Range twenty-one (21) West, containing sixty-six (66) acres at 50 cts, per acre provided satisfactory evidence be furnished that he was an actual settler on said land, or had made improvements thereon at the date of the increase of price of Swamp and Overflowed Lands by this Board. The following Resolution was moved and seconded:

Resolved, That the Resolution of March 29th, 1869, whereby S. B. Conover was allowed fifty dollars per month from the Internal Improvement Fund as Treasurer of this Board be and the same is hereby rescinded.

On which the vote was:

Yeas—Mess. Reed and Webster.—2.

Nays—Mess. Gamble and Conover.—2.

The meeting adjourned.

FRANK W. WEBSTER,
Secretary.

Tallahassee, Fla., October 22 1869.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

J. S. Adams, Commr. Imm.

Messrs. Mickler and Foster, of New York, were also present, but retired on the presentation of a matter concerning the sale of the T. and P. and G. R. Rs. Col. J. P. Sanderson, presented certain propositions of Mr. Swepson in relation to the R. Roads.

On motion the Board adjourned till 10 o'clock, 23d, October.

J. S. ADAMS, Secy. Pro tem.....

Tallahassee, Fla., Oct. 23, 1869.

The Board met pursuant to adjournment.

Present: Harrison Reed, Governor.

R. H. Gamble, Comptroller.

S. B. Conover, Treasurer.

J. S. Adams, Commr. Imm.

Frank W. Webster, Surv. Genl.

Gen. Foster of New York, explained the nature and objects of the N. Y. & Fla., Lumber, Land and Improvement Co.

It was moved and seconded that the Comm. Imm. do, in consultation with the Comptroller and the Surv. Genl., prepare such Resolutions in reference to the propositions of this Co., as will embody the views expressed by the members of the Board, which was adopted without dissent.

Bill of J. H. Webster for copying Charter of Fla., R. R., for use of the Attorney of the Board, amt., \$7.00 was presented, objected to by Col. Gamble and withdrawn.

Bill of J. J. Yokum, for binding to amt. of \$4.00 was allowed.

Col. Sanderson made statements in regard to proposition of Mr. Swepson.

The Board adjourned.

FRANK W. WEBSTER,
Sec'y.

Tallahassee, Fla., October 25, 1869.

The Board met pursuant to the call of its President.

Present all the members.

The report of Mr. Adams was read, discussed and action thereon postponed until 3 p. m., (same day) to which time the Board adjourned.

FRANK W. WEBSTER,
Sec'y.

Tallahassee, Fla., October 25, 1869.

3 P. M.

The Board met pursuant to adjournment.

Present all the members.

A letter was read from M. Mickler, representing the N. Y. and Fla., L. L. and I. Co., requesting to withdraw their proposition to the Board which request was unanimously granted.

Bills of W. T. Webster for clerk hire from Aug. 10, '69 to Sept. 30th, incl. to amt. of \$140.33 were allowed.

Bills of Henry Quasler for clerk hire from July, Aug. and Sept. 1869, to amt. of \$250.00 was allowed to Aug. 10th, 1869.

Entry of C. Thurston Chase, was ordered to be cancelled and money to be returned.

A proposition was presented under which actual settlers should be allowed the entry of Swp. and Overfld. lands at 50 cts. per acre, which was referred to the Atty. Genl.

The Board adjourned.

FRANK W. WEBSTER,
Sec'y.

Tallahassee, Fla., October 26, 1869.

The Board met pursuant to call.

Present all the members.

The vote of yesterday allowing withdrawal of the proposition of the N. Y. and Fla., L. L. and I. Co., was reconsidered.

Mr. Adams made statements in regard to the said proposition.

The following Preamble and Resolutions were presented, and their adoption by paragraph moved and seconded:

They were accordingly so adopted with (upon each)

one dissenting vote, viz., of R. H. Gamble.

The Resolutions were then adopted as a whole, with one dissenting vote, viz: of R. H. Gamble.

Whereas, The New York and Florida Lumber Land and Improvement Company have made a proposition to the Trustees of the Internal Improvement Fund of the State of Florida whereby said Company propose to establish agents in all the principal seabord cities of the United States, in Canada, England, Germany, France, Italy and the South of Europe in order to promote and establish immigration to the State of Florida and to furnish such immigration full and complete information as to the climate, soil, productions and other advantages of the State by a republication and translation of the Book entitled "Florida," together with maps and all such other authentic information as may be practicable and to furnish such immigrants low rates of passage to their respective points of settlement or location in said State and generally to take all such measures as may be calculated to promote and encourage immigration to the largest extent and in the most speedy manner.

And Whereas, the object of the State and of this Board is to secure said immigration in the most speedy and effective manner which will tend directly to a great development of the material prosperity of the State and to a rapid increase in the value of the real property of all the residents of the State.

Now therefore it is Resolved, That authority be and is hereby given and granted by the Trustees of the Internal Improvement Fund of the State of Florida, to the New York and Florida Lumber, Land and Improvement Company their successors or assigns to select and locate from the lands belonging to the Internal Improvement Fund, one million one hundred thousand acres of said lands which shall be designated and de-

scribed upon the State Township maps in the office of the Surveyor-General at Tallahassee. It being agreed and understood by and between said Board and the said Company, that in making such selections said Company shall select such lands by quarter Townships and make, take either the half or the whole of the Internal Improvement Lands in any two of the quarter townships, viz: Of the Northeast or Northwest or Southeast or Southwest quarter of any townships and it is further resolved that such selection and description when made as aforesaid shall operate to reserve such lands from any sale or conveyance by this Board, or by the State to any other person or parties for the period of three years from the first day of January, A. D. 1870, and during which time said Company may purchase and this Board, on behalf of the State will convey to said Company, their successors or assigns, their duly authorized agent or agents, or upon the order of said Company all such lands at the rate and price of ten cents (10) per acre, upon the following terms and conditions, to-wit:

The said Company shall be entitled to a deed from this Board at any time on the payment for one hundred thousand (100.000) acres of the land so selected at the rate and price above mentioned, and on furnishing a bond to be approved by a Board consisting of the Governor of the State, the Attorney-General, the Commissioner of Immigration, and the Comptroller, conditioned for the actual sale within two years from the first day of January, A. D. 1870, of such lands or such portions thereof, to heads of families, or male adults who intend to become citizens or actual settlers in said State, or for the introduction of such head of families or male adult within said State at the rate and in the proportion of one settler to each half section in said one hundred thousand acres, such settlers to be brought from the Northern or Western States or from for-

eign nations, and also conditioned for the fulfilment of the proposals contained in the recital prefixed to these Resolutions and on failure to comply with the said last mentioned conditions to pay fifty cents per acre for so much of said land as they may have failed to become entitled to by non-compliance therewith, said bond to be filed in the office of the State Treasurer, and to be redelivered to said Company for cancellation upon the performance of said conditions.

That thereafter and from time to time as the Company may require and on payment for one hundred thousand acres more or less and at the price first above mentioned of ten cents per acre together with evidence which shall be deemed satisfactory by a Board consisting of the Commissioner of Immigration, the Comptroller and the Surveyor-General, of additional sales to parties as herein before specified in the proportion of one settler to each half section of land, a deed or deeds for and to such further sections as they the said Company may require in the aggregate, not to exceed the total amount herein above specified of eleven hundred thousand acres.

And it is further Resolved, That this Board will afford any and every assistance to the said Company in the prosecution of this enterprise which is calculated to promote the interests of the State, and as the measure of the value of property and the prosperity of any community is determined by the number intelligence and industry of its members, therefore in recommending the citizens of our State to afford support and co-operation to the Company in its legitimate efforts, we feel confident the citizens, residents and property holders are thereby promoting their own interests as well as those of the State and lightening the burdens of taxation by its distributions over greater numbers.

The following supplementary Resolution was unanimously adopted:

Resolved further That nothing in these resolutions contained shall exclude citizens from Southern States from the right to become purchasers of any of said lands from said Company, for the purpose of settling thereon, but this Board will reserve the right to determine whether such citizens so settling shall be counted in determining whether the conditions of the Board required has been complied with.

It was unanimously resolved that the Treasurer and Salesman of the Board be required to report to the Board quarterly the business of their respective offices.

The Comptroller and Attorney-General were by unanimous vote appointed a Board to inquire in regard to (past due) coupons of bonds of F. A. & G. C. R. R., said to be in hands of the Treasurer of said Company.

The resignation of Frank W. Webster as Secy. of the Board was accepted and J. S. Adams was chosen Secy.

FRANK W. WEBSTER,
Sec'y.

Tallahassee, Fla., November 17, 1869.

The Board met.

Present: R. H. Gamble, Comptroller.

A. R. Meek, Atty. Genl.

S. B. Conover, Treasurer.

J. S. Adams, Com. of Immigration.

Upon motion of S. B. Conover it was

Resolved, That hereafter all Resolutions or motions upon which the action of this Board is desired, shall be presented in writing.

The account of Messrs. Papy and Peeler for professional services as Attorney's of the Board in the suit of F. Vose vs. Trustees et al., amounting to five hundred dollars (in State Scrip) was presented, allowed, and

the Treasurer was requested to pay the same.

Treasurer Conover then offered the following Resolution, which was adopted by unanimous vote:

Resolved, That the Secretary be directed to notify Col. Edward Houstoun that the Trustees of the Internal Improvement Fund desire him to state and present his account as agent of the Trustees in matters connected with the Florida Central and Gulf R. Road and also to present a full statement of the relations and liabilities existing between the Board and himself as President of the Pensacola and Georgia and Tallahassee Railroads at as early period as is practicable.

Upon motion of Attorney-General Meek, the following Preamble and Resolution were adopted:

Whereas, Mr. Canfield, Esq., Attorney for the Board in the case Vose vs. them in New York State has asked to be paid three hundred dollars. And Whereas, There is in the hands of the Treasurer of this Board, scrip of the State. Therefore be it Resolved, That the said Treasurer turn over to the Secretary of this Board three hundred dollars worth of said scrip at its market value with which the Secretary shall raise three hundred dollars in money, and that the Secretary be directed to forward said Canfield the three hundred dollars.

Upon motion the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

January 13th, 1870.

The Board met upon the call of the Governor when were present.

Messrs. Reed, Gamble, Conover, Meeks and Adams.

A proposition from the Southern Inland Navigation and Improvement Company was presented and the consideration thereof was deferred.

Upon motion the Board adjourned to 10 a. m., on January 14.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee, January 14, 1870.

The Board met pursuant to adjournment, when were present the following:

Messrs. Reed, Gamble, Conover, Webster, Meeks and Adams.

The proposition of the Southern Inland Navigation and Improvement Company was called up and read, as follows:

To the Hon Board of Trustees of the Internal Improvement Fund:

We most respectfully request that your Hon. Board make a further concession to the "Southern Inland Navigation and Improvement Company" to aid in the construction and completion of the Inland Navigation from Fernandina to Key West, by a grant of the even numbered sections in the same Townships in which you have hitherto conceded the odd numbered sections, and also in Townships No. 29, 30, 31, 32, 33, of Range 34 East. We ask this upon the same conditions as were attached to the former grant.

N. H. MORAGNE,
President.

After quite an extended discussion and consideration, Mr. Adams offered the following Resolution:

That in consideration of the increased expenditure contemplated in the Report of the Engineer of the

Southern Inland Navigation and Improvement Company, on account of increasing both the width and depth of the proposed canal. This Board will grant the lands applied for in the request of the Company and that the Attorney-General be desired to prepare for execution by this Board and by the Company a contract by which the proposed enlargement of the capacity of the canal, as contemplated in the report of the Engineer, shall be secured by making its construction in accordance with the report a condition of the contract. Pending the consideration of the Resolution evidence was received from N. H. Moragne and W. H. Gleason, tending to show that the completion of the canal would drain a very large extent of country entirely without and beyond the lands sought; and the report of the Engineer of the Co., showing a fall of thirteen feet between Lake Washington and Indian River was read, and thereupon the Resolution was adopted.

Mess. Reed, Gamble, Conover and Adams, voting aye, and Mr. Webster voting no. And Mr. Meek at his own request being excused from voting. Leave was unanimously granted Mr. Meek to file his views on the subject.

A letter from Perkins, Livingston & Post inquiring as to the payment of one \$1,000 bond of P. & G. R. R., was referred for answer to the Attorney-General.

A proposition of M. L. Mickles asking to purchase certain specified lands amounting to some 9,000 acres, at reduced rate in consideration of draining the same, was received, and it was voted that the Board will according to Mr. Mickles request, appoint one or more of its members to visit and report upon the lands.

Mr. Adams then presented the report of the doings of the Trustees, as required by law, for adoption, and presentation to the Legislature.

Upon motion the report was unanimously adopted.

Bills in favor Florida Union for \$4.00 and the Tallahassee Sentinel for \$23.00 were presented by the Salesman, approved and ordered paid.

A Resolution referring to the cancellation of certain entries by W. J. Hardy, refund the money and execute a new deed, was presented and the Salesman authorized to effect the necessary changes on consultation with the Attorney-General.

Upon motion, the Board adjourned.

A true record,

Attest:

J. S. ADAMS,

Sec'y.

The following evidence was filed January 14, '70, in connection with the above.

We the undersigned are acquainted with the St. Johns River and the country adjacent. From the knowledge and information that we have of that country; we know that a canal cut from Lake Washington to Indian River will drain, reclaim and prevent from overflow, not only lands at the head of the St. Johns River, but large quantities of land as far North as Tide Water, and many miles to the Southward and Westward.

We will state that the tide does not effect the River above Palatka.

N. H. MORAGNE, Prest. &c.

W. H. GLEASON, Engineer.

M. A. WILLIAMS.

Tallahassee, January 17, 1870.

The Board met upon the call of the Governor, when were present the Governor, the Comptroller, Treasurer, Surveyor-General, Attorney-General and Commissioner

of Immigration.

Hon. D. S. Walker, appeared as the Attorney of F. Vose, and argued the settlement of the claim of Mr. Vose against the Board.

Whereupon the Board unanimously adopted the following Resolution:

That on the withdrawal by Mr. Vose of all suits in his name against the Trustees of the Internal Improvement Fund, and his payment of the costs in such suits; and on Mr. Vose's receiving and accepting from the Fund in the hand of Mr. Taylor, the prorata judgment of twenty cents on the dollar for all the bonds of the Florida R. R., in his possession.

This Board will receive Mr. Vose's coupons in payment for lands in charge of the Board.

On motion, the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, January 22, 1870.

The Board met when were present His Exc. The Gov. The Treas., The Comptroller and Com. of Immigration.

Hon. D. L. Yulee appeared before the Board representing that the interests of the State required the interposition of the Board to secure a free and impartial arrangement of the schedules of all the Railroads that have accepted the provisions of the Internal Improvement Law.

Upon motion the Board unanimously adopted the following Resolution:

Resolved, That the different Railroad Companies operating in this State be notified of the existence of a law intended to constrain such schedule arrangements

as will promote the convenience of the public, and the common interests of all the roads; and that the Secretary of this Board issue to such roads such notification by inclosing a copy of the law relating to this subject, and inviting the Superintendents of these roads to enter into a common and mutual arrangement of schedules, that will remove all ground of complaint on account of unfair arrangements and of improper and unjust discrimination and report the same to this Board.

On motion the Board adjourned.

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, January 20, 1870.

The Board met pursuant to call of the Governor, when all the members were present.

On motion it was ordered that the Atty. General consult with M. D. Papy, Esq., as to the measures necessary to be taken in defense of the suit of F. Vose, against Trustees and that both be requested to be present with the Board at their meeting in this place to-morrow morning.

On motion the Board adjourned to meet again on the 27th January 1870, at 10 a., m.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee Jan'y. 27, 1870.

The Board met pursuant to their adjournment, when were present all the members except Treasurer Conover.

I. I. 26.

Upon motion it was, by unanimous vote,

Resolved, That the Att'y. General in consultation with M. D. Papy, Esq., prepare an answer in the suit of F. Vose against Trustees of In. Impt. Fund; and acting upon their joint counsel, take all measures necessary to insure a vigorous and effective defence.

The Sec'y. then presented a communication in writing from D. L. Yulee Vice Pres't. of Florida R. R. Company which was read and ordered spread upon the record and is as follows:

Florida Railroad Office,

Fernandina, Jan'y. 25, 1870.

To the Trustees of the Internal Improvement Fund of the State of Florida:

Gentlemen:—In compliance with the Fourth Section of the Act entitled "An Act to Amend the Act incorporating the Florida Railroad Company" approved December 14th 1855, I am authorized to give notice to you that the Florida Railroad Company has contracted with a Company duly organized under the title of "The South Florida Railroad Company," for a "set off" and assignment to the said Company of that portion of their line which lies between a suitable point, to be hereafter fixed on the line of the road now constructed and operating and the waters of Tampa Bay, with all the rights, grants, powers, duties and privileges heretofore at any time conferred by law upon the Florida Railroad Company, so far as the same are applicable to the portion of this line which is set off and assigned to the said South Florida R. Road Company.

D. L. YULEE,

Vice President Florida R. R. Co.

Upon motion, the Sec'y was directed to notify the Florida R. R. Co., of the acceptance of this notice.

Upon motion, the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee, Feb. 3rd, 1870.

The Board assembled, at call of the Governor, when were present: The Gov., the Comptroller, the Surveyor-Genl., and Com. of Im.

The Southern Inland Navigation Company, through Senator Moragne, presented the following proposition:

Tallahassee, Feb. 2, '70.

To the Hon., the Trustees of the Internal Improvement Fund of the State of Florida:

Whereas, The Southern Inland Navigation Company, find it difficult to negotiate with capitalists for the construction of said Company's work, with the payment thereof in land, but can, if a privilege be granted for issuing bonds thereon. Now Therefore, the Company pray your Honorable body to deed and convey said land in fee simple to said Company, by paying existing liens thereon with the right to execute a mortgage to secure bonds at the rate of \$1.25 per acre, bearing seven per cent, interest per annum, payable semi-annually, in the city of New York, and becoming due 30 years from the date of said bonds; said bonds or the proceeds thereof to be deposited with the Comptroller to be held by him or deposited in some New York Bank, or Trust Company, for the benefit of the contractor, his associates or assigns and to be paid to said contractor, his associates or assigns upon the estimate of the Chief Engineer of said Company in proportion as the same would be if paid in lands.

N. H. MORAGNE,
President.

After discussion and consideration it was unanimously,

Resolved, That we see nothing objectionable in the proposition of the Southern Inland Navigation and Improvement Company, and, in the event that the arrangements heretofore made in the disposal of the Swamp and Overflowed Lands for the encouragement of drainage, improvement and settlement, are not embarrassed by the Legislative action of the present session, the Board will accept and close with the proposition made by the Company.

Upon motion it was unanimously ordered, That the Secretary be added to the committee consisting of the Atty. General and Mr. Papy to confer upon and take necessary action in the suit of F. Vose vs. the Trustees with plenary power to secure vigorous defence.

A proposition was received from M. W. Downie in regard to draining certain lands in South Florida, and after due consideration by unanimous vote it was

Resolved, That M. W. Downie be and he is hereby authorized to enter upon the lands within the townships numbered.

Townships 8 and 9 of Range 8.

Townships 8, 9, 10, 11, of Range 9.

Townships 8, 9, 10, 11, 12, of Range 10.

Townships 8, 9, 10, 11, 12, 13, of Range 11.

Townships 8, 9, 10, 11, 12, 13, of Range 12.

Townships 8, 9, 10, 11, 12, of Range 13.

Townships 8, 9, 10, of Range 14.

And dig and excavate canals in and through the same, running inland from the Gulf and from the Suwannee and the Steinhatchie Rivers. Said canals shall be ten feet wide and of a sufficient depth to float logs, timber and small boats.

And whenever the said Downie shall have excavated within the townships named, a canal of the size

above mentioned and extending through a given township, he shall, upon presenting to the Board the sworn certificate of a surveyor appointed by the Board, and the affidavit of two disinterested parties, citizens of said county that the work has been done according to the conditions above named, be entitled to purchase and this Board will convey to said M. W. Downie the odd numbered sections within three miles and on each side of said canal at the price and on the payment of two cents per acre of the Swamp and Overflowed Lands so conveyed—Provided that the work of excavating said canals shall begin in six months from this date; and there must in each year thereafter be excavated and opened, at least six miles of said canal, or this agreement becomes void.

Upon motion, the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Feb. 4, 1870.

Board met pursuant to call, when present all but Governor and Treasurer.

Dr. Moragne, Prest. of Southern Inland Nav. and Impt. Co., was present, and desired a reconsideration of the action of the Board upon his proposition of preceding day.

But without action the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Feb. 9th, 1870.

The Board met upon call.

Present: All the members.

The Atty. Genl. exhibited a letter from M. Canfield, Esq., Atty. of the Trustees in the Vose suit, requesting funds to be forwarded for use in prosecution of the suit.

Upon motion the Board

Resolved, That the Treasurer of this Board is hereby authorized to forward to M. Canfield, Esq., Attorney of this Board in New York City in the suit of F. Vose vs. The Trustees the sum of two hundred dollars.

If necessary for that purpose, the Treasurer is authorized to sell a sufficient amount of State scrip in his hands to realize said sum of money. Gov. Reed voting in the negative.

Treasurer Conover offered the following Resolution:

Resolved, That the Treasurer of this Board is hereby authorized and directed to demand payment from the Florida R. Road Co., of the interest due the Sinking Fund from the said Road, Nov. 1st, 1869.

Upon motion the consideration of the Resolution was deferred till the Treasurer shall make his report as Treasurer of I. Imp. Fund. All voting in the affirmative except Gamble.

Upon motion the Treasurer was requested to make a report as soon as convenient.

The Board then adjourned.

A true record,

J. S. ADAMS,

Attest:

Secretary.

Tallahassee, February 14, 1870.

The Board met upon call, when were present all

the members excepting the Governor.

Comptroller Gamble, was elected Chairman.

D. P. Holland, Esquire, presented a communication from the Peas Creek Emigrant and Agricultural Company, calling attention to a charter granted in 1861, and also to a charter granted to said Company approved February 9th, 1870, by both of which the Trustees had been empowered and authorized to contract with satisfactory parties for the improvement of the navigation of the Peas Creek, and requesting the Trustees to make to said Company a grant of the lands referred to in said acts.

The Board declining to make any grant of lands, except upon the execution of some contract by which the drainage and improvement of the adjacent lands of the State in charge of the Board; the Atty. General in connection with D. P. Holland, Esquire, were desired to prepare a contract for the acceptance of the Board.

Whereupon, the Board upon motion adjourned, subject to call.

A true record,

Attest:

J. S. ADAMS,
Secy.

Tallahassee, February 16th, 1870.

The Board met pursuant to call, when were present Messrs. Gamble, Conover, Webster and Adams.

D. P. Holland, Esq., again was present and presented for consideration by the Board a contract which had been prepared by himself in conjunction with the Atty. General.

After much deliberation and discussion the contract presented was read and considered and decided to be acceptable and satisfactory.

The contract is in the following words:

STATE OF FLORIDA,

Leon County.

Know all men by these presents that the Peas Creek Emigrant and Agricultural Company, a body corporate and politic created by the laws of Florida for and in consideration of the following grant of lands lying and being in the counties of Manatee and Polk, in this State and designated as follows, to-wit: All that certain body a tract of land comprised and being described as the odd numbered sections of the lands described in the Resolution of the Board of Trustees, of the Board of Internal Improvement Fund of the State of Florida; said odd numbered sections of land lying and being in said Counties of Manatee and Polk and commencing at a point to be determined by the Surveyor General of the State of Florida, as the Junction of Peas Creek, with Charlotte Harbor, thence up said Peas Creek, on each side of the said Peas Creek, taking said odd numbered sections up to the County site of Polk County known and designated as Bartow; and upon the execution and delivery of said title to the lands aforesaid to this Company made and executed in the usual form, by the Trustees of the Internal Improvement Fund of the State of Florida.

The said Peas Creek Emigrant and Agricultural Company does hereby covenant, obligate, and bind itself to and with said Trustees of the Internal Improvement Fund of the State of Florida that the said Company will see and cause the channel of the said Peas Creek, from the point of Junction of said Creek with Charlotte Harbor determined by the Surveyor-General of Florida as aforesaid to be improved so as to permit a steam boat drawing two (2) feet of water to ascend and navigate said channel of said Peas Creek as aforesaid from the point of Junction as aforesaid to Fort Meade, in the County of Polk in this State, said chan-

nel aforesaid to be put in such condition as to permit a steamer drawing two feet of water to ascend and descend Peas Creek, between the point of Junction of said Creek with Charlotte Harbor, and Fort Meade, and by said improvements of said channel of said Peas Creek to assist the drainage or draining of the Swamp and Overflowed Lands on or adjacent to said Peas Creek.

And further the said Company does covenant to and with the said Trustees and bind itself that no person or persons shall hereafter be made a stockholder of this Company, or a member of the same unless and until he or they shall become individually responsible for the faithful performance of the covenants herein contained and made.

(No Company
Seal
yet made.)

In witness whereof the said Company have caused the same to be signed and executed by its President in conformity to and by order

and Resolution of said Company and the Board of Directors. Done at Tallahassee, this 13th day of February, A. D. 1870.

Executed in
presence of us.

S. B. CONOVER.

A. R. MEEK.

D. P. HOLLAND,
President of Pease Creek Emi-
gration and Agricultural
Company.

Attest:

R. STEWART,

Ass't. Secretary.

Copy of the Resolutions of the P. C. E. & A. Company under which the foregoing covenant is made.

Resolved, That the President of this Company be and he is hereby empowered and directed to make and execute a contract on behalf of this Company in conformity to the above Resolution of the Board of

Trustees of the Internal Improvement Fund of the State of Florida, and that said President shall faithfully cause the same to be performed and executed on behalf of this Company.

And he is hereby vested with full powers and specially charged to do and every thing necessary to execute the same and the contract aforesaid.

Resolved Further, That no person or persons shall hereafter be associated with this Company or made a member or part thereof until he shall make himself individually responsible to said Trustees for the faithful performance of said contract with this Company.

A true copy of the Resolutions adopted by the Board of Directors, Feby. 14th A. D. 1870.

Attest:

D. P. HOLLAND,
President.

R. STEWART,
Asst. Secretary.

STATE OF FLORIDA,
LEON COUNTY.

Before me S. B. Conover, a Notary Public, duly qualified and acting under the laws of Florida, personally appeared W. H. Kendricks, Frederick Filer and James D. Green, who being duly sworn say each for themselves that in their opinion improving the channel of Pease Creek, from its junction at Charlott Harbor to Fort Meade would assist in draining the Swamp and Overflowed Lands on or adjacent to Pease Creek very greatly.

W. H. KENDRICK,
FREDERICK FILER,
JAS. D. GREEN.

Sworn to and subscribed before me this 15th day of Feby., A. D. 1870.

S. B. CONOVER,
Notary Public.

STATE OF FLORIDA,
LEON COUNTY.

Know all men by these presents that we the undersigned in consideration of the grant aforesaid to said Company do hereby acknowledge ourselves to be responsible individually in all actions and proceedings for the faithful performance of the covenant and contract aforesaid, made by the Pease Creek Emigrant and Agricultural Company, to and with the Trustees of the Internal Improvement Fund of the State of Florida

Witness our hands and Seals this 15th day of February, A. D. 1870.

D. P. HOLLAND, [L. s.]
FREDERICK FILER, [L. s.]
JAS. D. GREEN, [L. s.]
W. H. KENDRICK, [L. s.]

Signed sealed and executed in presence of us—

A. R. MEEK,
S. B. CONOVER,

Upon motion by unanimous vote, the Board Resolved—That the contract prepared by the Att'y General for a transfer of Swamp and Overflowed Lands according to the Act of incorporation of said Company approved Feby 9, 1870 is approved and ordered to be recorded.

Resolved, That the Surveyor-General is authorized and directed to prepare and deliver the Deeds necessary to convey to said Company the lands in said contract referred to, and included.

Resolved—That absent members of the Board be allowed to record their votes for or against the passage of the Resolution as they may elect.

Upon motion the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee March 12th, 1870.

The Board assembled pursuant to call when were present Messrs. Gamble, Meeks, Conover, and Webster.

Hon. R. H. Gamble was chosen President pro tem and Hon. F. W. Webster, Secretary pro tem.

Upon motion, the following Resolution was unanimously adopted.

Be it Resolved that the Treasurer of this Board be, and he is hereby authorized and directed to loan to the State on call Three Thousand Dollars in State Scrip for the State Penitentiary by placing the same in the hands of the Quartermaster thereof, and taking his receipt therefor. The Treasurer is also instructed to exchange scrip now in the Fund for Comptroller's warrants issued to to amount of \$4,072.24-100, and bearing date of March 10th 1870.

A true record,

Attest:

Tallahassee, March 12th, 1870 at 3½ P. M.

The Board met pursuant to call, when were present Messrs. Gamble, Meek, Conover and Webster.

Hon. R. H. Gamble was chosen Chairman and Hon. F. W. Webster Secretary pro tem.

By unanimous vote the Treasurer was directed to deliver the \$3,000 ordered to be loaned to the State, to the Penitentiary to Col. Martin, he receipting therefor on behalf of the Quartermaster of the Penitentiary and to receive the warrants ordered to be received in ex-

change for scrip in the Fund to the amount of \$4,072,24 without the countersignature of the Governor.

A true record,
Attest:

Note.—For Minutes of meeting of March 13th & 16, see page 415 and following pages.

Tallahassee, April 12th, 1870.

The Board met pursuant to call, when were present, Messrs. Gamble, Meek, Conover, Webster and Adams.

Hon R. H. Gamble was elected President pro tem.

Att'y Gen'l Meek read to the Board, a communication from M. Canfield, one of the Attys of the Board in the Vose suit in New York.

Upon motion the letter of Mr. Canfield was ordered to be filed by the Secretary, and the following Resolution was unanimously adopted:

Resolved, That the letter of Mr. Canfield presented by the Attorney General be filed with the Secretary and that the Secretary, for the Board, request Mr. Canfield to continue his connection with the Vose case, as counsel for the Trustees in conjunction with Mr. Dickerson, until he receives further instruction from this Board, through the Secretary. In the meantime, to prevent possible complication or misunderstanding, Mr. Canfield is requested to consider Mr. Dickerson as the leading counsel in the case.

Mr. J. J. Morritt, vice president of the N. York and Florida Land, Lumber and Improvement Co., filed with the Secretary and desired recorded on the records of the Board of Trustees a certified copy from the records of said Company, which is recorded and is in the words and figures following, to-wit:

Office of the New York and Florida Lumber, Land

and Improvement Company, New York, November 25th, 1869.

This is to certify that the "New York and Florida Lumber, Land and Improvement Company" of the City of New York; do hereby approve and accept the terms, conditions, and provisions agreed upon by the Board of Trustees of the Internal Improvement Fund of the State of Florida on the 26th day of October 1869, as per copy hereto annexed; and further agree to perform and carry out the same in good faith.

In witness whereof I, Charles W. Godard, President of the N. Y. and Florida Lumber, Land and Improvement Company, have by order
 [SEAL OF CO.] of the Board of Trustees affixed the Seal and my signature this 25th day of November, A. D. 1869.

C. W. GODARD,
 President.

Mr. Morritt also presented a petition in behalf of the N. Y. & Fla., L. L. & I. Co., which was read, and is in the words and figures following:

To the Hon. Trustees of the Internal Improvement Fund of the State of Florida:

The petition of the New York and Florida Lumber, Land and Improvement Co., sheweth.

That in performing the preliminary work necessary to secure the introduction of settlers pursuant to the requirement of the arrangement made between the Board and said Company on the 26th October, 1869, they are confirmed in their opinion of the practicability of fulfilling to the letter their own obligations under the arrangement with Trustees ultimately, but from the magnitude of the enterprise, they are led to doubt the possibility of fairly and fully discharging their obligations within the time limited.

Preferring therefore, not to be driven to the alter-

native of paying the prescribed sum of fifty cents per acre in lieu of furnishing the required quota of settlers; and wishing to fulfill their contract, to the fullest extent in an honorable and upright way; they respectfully request the passage by the Board of the following Resolution:

Whereas, The lands to be selected by the N. York and Florida Lumber, Land and Improvement Company, are, upon such selection reserved from sale for three years from the 1st January, 1870.

Therefore it is

Resolved, That the time during which the N. York and Fla. L. L. & I. Company are required to introduce their quota of settlers upon the first 100,000 acres conceded to them, be also extended to three years from Jan'y. 1st, 1870.

And said Resolution was carried, Mr. Gamble only voting nay.

Upon motion of Treasurer Conover the following Resolution was unanimously adopted:

Resolved by the Trustees of the In. Impt. Fund, That the Treasurer of this Board be and he is hereby authorized and directed to collect and receive from the Florida R. Road Company the amounts of semi-annual interest due the Sinking Fund from said Road on the 1st day of November, A. D. 1869, still unpaid to this Board, and also the amount to become due on the 1st day of May, 1870, and to take such steps as may be necessary to secure the payment of the same.

The Board then adjourned.

A true record,

Attest :

J. S. ADAMS,

Secretary.

Tallahassee, March 13, 1870.

The Board assembled at the call of the Secretary

when were present:

Messrs. Gamble, Conover, Meek and Adams.

Upon motion Atty. Genl. Meek was elected as Chairman.

Dr. John Westcott presented and read a Memorial to the Board requesting a grant of Lands to the St. Johns Railway Co., and exhibited evidence showing an extensive system of drainage necessary to make the land in the vicinity of the Railway available for cultivation.

Upon motion, the following Resolution was unanimously adopted:

Resolved, That the remaining even sections of the lands granted to the State of Florida by the Act of Congress of the 28th September, 1850, along the line of the St. Johns Railway, for six miles on each side of the line of Road proposed to be reconstructed by said Company are hereby sold to the said Company.

Provided however that the title to said lands shall not vest in said Company, except upon the completion of the Road and the payment to the Treasurer of this Board of the sum of ten cents per acre for the land so sold.

Resolved further, That upon the completion of the Road and its necessary drains and ditches, as required by the second clause of the 6 section of the Internal Improvement Act, and a tender of the price named to the Board, it shall be their duty, and they agree to execute to the said Company a deed in fee simple for the lands so sold. Provided that said Road shall be completed by the 1st day of January, A. D. 1872, and also—Provided that all persons that are at the date of this Resolution actual settlers upon the land thus to be conveyed, shall be entitled to purchase not to exceed eighty acres of such land each, within two years at thirty cents per acre.

After some further discussion of the above sub-

ject it was further

Resolved, That it is understood and agreed between this Board and Dr. Westcott as representing the interests of said Railway Company, that no lands shall be conveyed to the above Railway Company under the above Resolutions, until the certificate of a competent Engineer, appointed by this Board shall, at the expense of the said Railway Co., be filed with this Board, showing that two-thirds of said lands is too wet in its present condition for actual cultivation—by an unanimous vote.

Upon motion leave was granted to absent members to record their votes upon the above Resolutions.

Upon motion, Mr. Townsend's bill for furnishing the Atty. of the Board copies of necessary documents was allowed at twenty-five dollars in scrip, and the Treasurer was directed to pay the same.

Upon motion, by unanimous vote it was,

Resolved, That the Secretary immediately notify Mr. George W. Swepson, that this Board will expect a settlement for the monies in his hands as confidential agent of the Trustees for the purchase of outstanding bonds, by the 1st May, 1870, and request an answer from him in regard to the matter immediately.

Upon motion the Board adjourned to meet 16th, at 9 a. m.

A true record,

Attest :

J. S. ADAMS,
Sec'y.

Tallahassee, March 16th, 1870.

The Board assembled, pursuant to their adjournment, when were present all the members except Governor Reed.

Upon motion the following Preamble and Resolution.
I. I. 27.

tion was unanimously adopted:

Whereas, It is understood that the Governor and Treasurer are not inclined to the issue of any new Railroad Bonds to Messrs. Littlefield and Swepson, until the bonds for the purchase of which Mr. Swepson was made the confidential agent of the Board are fully taken up and cancelled.

Therefore it is

Resolved, That this Board fully indorse and approve the policy of the Governor and Treasurer thus indicated, and request an adherence thereto.

Upon motion, it was unanimously Resolved, That henceforth all past due coupons for the interest of Railroad bonds, the payment of which has been guaranteed by this Board, saving and excepting the coupons of the bonds of the Fla. At. & Gulf Central R. Road will be receivable at par by the Treasurer of this Board in payment for lands sold by the Board. The exception of the Fla. A. & Gulf Cent. R. R. coupons being temporarily made in order to enable this Board to ascertain the actual amount of those coupons, for which the Int. Imp. Fund is liable.

Upon motion the Secretary was directed to publish the above Resolution in the Tallahassee and Jacksonville papers.

Upon motion it was also unanimously Resolved, That the Comptroller and Treasurer be requested to take an accurate list of the past due coupons now uncanceled in the Treasurer's office that have been redeemed by this Board, as soon as may be, and present the coupons for destruction at the next meeting of the Board.

The Secretary then presented for consideration portions of his correspondence with J. V. Harris, M. D. of Columbus, Miss., in which Dr. Harris asks for a conditional grant of land, for the purpose of attempting the growth of coffee in South Florida.

And, upon motion the following Resolutions were passed by unanimous vote:

Resolved, That it is hereby agreed by and between J. V. Harris of Columbus, Miss., and the Board of Internal Improvement that in consideration of the grant of lands by the said Board, as hereinafter contained, and attendant stipulations, the said Harris agrees to select certain lands in So. Florida, such as in his opinion are adapted to the growth of coffee, to cultivate thoroughly a portion of the same in raising coffee, to continue such cultivation with care and thoroughness for the space of five years from the date of the passage of this Resolution, making semi-annual and full reports of his success and methods of culture and prospects to the Commissioner of Immigration, and said Harris agrees, within five years from the date of this Resolution to thoroughly test the capacity of the soil in the growth of coffee, make a final full report of the experiment, to begin the planting within one year, and to have at least twenty-five acres of coffee growing, at the termination of the above period of five years.

And the Board hereby agree, in consideration of the above stipulation of the said Harris, and on the payment of ten cents per acre, to grant him two sections of the Swamp and Overflowed Lands to be located where he pleases upon such lands as are unsold and under the control of the Board and South of latitude 28 degrees.

And the Board will issue a certified copy of the above Resolution to the said Harris under their seal whenever he desires and upon his acceptance of this contract, and will convey said lands by deed to said Harris upon satisfactory evidence given to the Board of the fulfillment by said Harris of the above stipulations.

Upon motion the Board adjourned.

A true record.

J. S. ADAMS,
Secretary.

The following communication was received July 22 A. D. 1870:

Miami, Florida, July 6th, 1870

Hon. J. S. Adams,

Comr. of Immigration.

Dear Sir:—

I accept the grant from the Board and ask that a copy of the Resolutions granting the same be forwarded me with the seal of the Board attached.

I notify the Board that I have located the two sections of the grant upon Elliott's Key believing it will be classed as State land, and I beg that they will make a note of my having done so, so it will become a matter of record.

Yours, etc.,

J. V. HARRIS, M. D.

A true copy of communication of acceptance.

Attest :

J. S. ADAMS,

Secretary..

Tallahassee, April 13th, 1870.

The Board assembled at 9 a. m., when were present Messrs. Gamble, Conover, Meek, Webster and Adams.

Hon. F. W. Webster was elected President pro tem.

On motion, the following Preamble and Resolution was adopted:

Whereas, It is agreed by and between the Southern Inland Navigation Company and the New York Lumber Land and Improvement Company to accommodate the possible purposes of the colonists of each Company, by an exchange of the certificates for land, or floats of each Co., at par, from time to time as the conveniences of the Companies may require. Therefore, it is by the Trustees

Resolved, That such an exchange of floats or certificates, if made, will meet the approval of this Board and is hereby sanctioned by them.

Mr. Merritt then, for the N. York Company, was permitted to have recorded the following agreement:

In consideration of the sum of one dollar to the Southern Inland Navigation and Improvement Company, in hand paid by the New York and Florida Lumber, Land and Improvement Compnay, the receipt whereof is hereby acknowledged. The said Southern Inland Navigation and Improvement Company agrees and is hereby bound upon demand, from time to time to issue floats or certificates to said N. York and Florida L. L. & I. Company entitling the holders thereof to such number of acres as may be demanded not exceeding in the aggregate two hundred thousand acres, (200,000) of the lands conceded to the said Southern Inland Navigation and Impt. Company by the Trustees of the Internal Improvement Fund of the State Florida, or that may hereafter be conceded said Company by said Trustees, and in payment thereof to receive floats or certificates issued by said N. York and Florida L. L. & I. Company entitling the holders thereof to a like amount of the Swamp and Overflowed Lands conceded or that may be conceded to said N. Y. and Fla. L. L. & I. Company by said Trustees.

[S. I. N. & I. Co.,

SEAL.]

N. H. MORAGNE,

Prest., etc., etc.

On motion Board adjourned to 3½ p. m.

A true record,

Attest :

J. S. ADAMS,

Sec'y.

3½ P. M.

The Board assembled pursuant to adjournment, when were present:

Messrs. Gamble, Meek, Webster and Adams.

W. H. Gleason, in behalf of the Southern Inland Navigation and Improvement Company, presented for the consideration and adoption of the Board a Resolution, which after consideration, discussion and amendment is in the following words::

Resolved—That the Southern Inland Navigation and Improvement Company are hereby authorized to enter and obtain deeds for the lands granted to them by this Board by paying the amounts due thereon, and to mortgage and bond the same for the benefit of the contractors and for the purpose of completing the work. The bonds when issued, to be made convertible into lands at the option of the holders and the form thereof to be approved by this Board, and the said bonds shall be deposited with the Union Trust Company of New York City for sale and be sold under the supervision of Willis Gaylord, contractor, and the proceeds arising from the sale of such bonds to be deposited with some bank or Trust Company in the City of New York, to be designated by the Trustees of the Internal Improvement Fund, and the same to be drawn from time to time as the work progresses upon estimates to be made by the Chief Engineer of the said Southern Inland Navigation and Improvement Company; all checks and drafts issued to said contractors for payment of work done to be approved by the Comptroller, and in case the work is not completed by the first day of January, 1873, the bonds remaining unsold shall be returned to the Trustees of the Internal Improvement Fund and the Trustees may locate such remaining bonds upon the lands unsold pro—rata, that is to say any given proportion of the whole amount of the bonds, that may, at the expiration of the time limited, remain unsold, shall suffice for the location of an equal proportion of the lands conceded and it is understood and agreed that the bonds issued shall

not be sold at an average price that shall cause a conversion into land at less than seventy-five cents per acre.

And it is also provided that no deeds shall issue to the Company until the form of the bonds is approved as provided above, and the deeds for the whole land shall be delivered to the Co. when a certificate of the deposit of the bonds with the Union Trust Co., is exhibited to this Board.

In taking the question upon the Resolution it was ordered that absent members of the Board be permitted to record their votes.

The Resolution was then adopted, the votes in the affirmative being those of Webster, Adams, Conover and Governor Reed in the negative those of Gamble and Meeks.

Upon motion Mr. Webster, or any other Trustee was authorized to examine the lands applied for by Myron L. Mickles, with instructions to report to the Board.

The following bills were approved and ordered paid—

One for C. H. Foster, Clk. Sup. Ct. of \$12.00

One for C. H. Walton for printing of \$12.00.

On motion the Board adjourned.

A true record,

Attest :

J. S. ADAMS,

Sec'y.

Tallahassee, May 21st, 1870.

The Board assembled pursuant to the call of the Governor, when were present:

His Exy. Gov. Reed, and Messrs. Gamble, Conover, and Webster.

Upon motion the following Resolution was offered:

Resolved, That the connection of M. Canfield, Esq., as counsel for the Board, in the case of F. Vose vs. The Trustees, now pending in the Supreme Court of the State of New York, is hereby discontinued, and the Attorney-General is requested to notify said Canfield of this action of the Board, and desire him to turn over all papers, documents, &c., in the case in his hands, to Edward N. Dickerson, Esq., as Attorney for the Board in said case.

Said Resolution was adopted by an unanimous vote.

The Surveyor Genl., Mr. Webster, who had been requested to examine the lands near Dunns Lake applied for by M. L. Mickles, with a request that in consideration of the liability of said lands to inundation and of his contracting to drain the same at a reduced price, made his report that he had examined said lands, and recommended the sale to Mr. Mickles at the price and under the conditions as proposed.

The report was received and ordered to be placed on file.

A communicaiton was presented from D. P. Holland, President of the Pease Creek E. & A. Company, setting forth that not more than thirty-five thousand acres of land could under the contract made with the Co., be conveyed to the Co., by the Board, as some of the lands designated had never been surveyed, and some had been reserved for naval and military purposes by the U. S. Govt.; and requesting the Board, in lieu thereof to convey to said Co., two hundred thousand acres of land elsewhere.

Upon motion, the Secretary was directed to notify Mr. Holland, that the Board can not accede to the proposition made.

And, also, on motion the Surveyor Genl. was instructed to withhold the delivery of titles to land, to directed by the Board.

The last two motions were carried by an unanimous vote.

Upon motion, the Board adjourned.

S. B. C.

Tallahassee, June 2nd, 1870.

The Board assembled pursuant to call, when all the members were present.

A proposition was presented to the Board from the Wekiva Steamboat Company, in the words and figures following, to-wit:

The Wekiva Steamboat Company states to the Trustees of the Internal Improvement Fund of the State of Florida, that within six miles of each side of the Wekiva River, from its mouth to Clay Run and within six miles of each side of said Run from said Run to Clay Spring in Orange County in said State, there are now vested in said Trustees about seventeen (17) thousand acres of "Swamp and Overflowed Lands," a greater portion of which is subject to overflow; that to open and deepen said river from its mouth to said Run, and said Run from said River to said Spring so as to admit and float vessels drawing two and one half ($2\frac{1}{2}$) feet of water the entire distance named, would relieve said "Swamp and Overflowed Lands" or the greater portion thereof from inundation and thereby reclaim them for cultivation and also greatly assist in reclaiming a large body of lands outside of said limits.

The said Company proposes to said Trustees to relieve the lands now vested in said Trustees along the Wekiva River, from its mouth to said Run, and along said Run from said River to said Spring from inundation by opening and deepening the said River and Run, so that the same will admit and float boats drawing

two and one-half feet water the entire distance named within twelve months from date; and upon completion of said work, resulting in relieving said lands as aforesaid, and in consideration thereof agrees to receive and be paid by said Trustees therefor two-thirds of the Swamp and Overflowed Lands now vested in said Trustees, and not heretofore agreed to be on any terms conveyed to other parties and within six miles of the River and Run as aforesaid, the same to be taken by said and granted by said Trustees in strips of two sections fronting on said River and Run and running back six miles, or as nearly so as possible, so that as far as possible there shall intervene, to remain in said Trustees between each strip so taken and granted, one strip of land fronting one section and running back six miles.

Said Company agrees further that upon receiving titles to the lands as indicated, and in further consideration therefor the rights of said Company to collect taxes on vessels navigating said River and Run shall forever cease and determine.

MILLS & STEWART,

For Wekiva Steamboat Company.

Whereupon upon due consideration of the above proposition, it was upon motion unanimously

Resolved, by the Trustees of the Internal Improvement Fund of the State of Florida, That the proposition of the Wekiva Steamboat Company as above set forth, be and the same is hereby fully accepted and considered a contract between the parties provided an Engineer appointed by the Trustees, after survey, shall report to them that said River and Run, from the mouth of said River to said Spring are not now navigable for vessels drawing two feet and one-half of water, and that to open and deepen the same so as to admit and float vessels of such draft will reclaim the Swamp and Overflowed Lands named as alleged.

W. Rogers and others, as representatives of the "Gulf Hammock Immigration Company" appeared before the Board, and after exhibiting evidence as to the situation of certain inundated lands, proposed to make and execute a contract with the Board for the reclamation of said lands, and proposed said contract in the words and figures following:

Item 1st. The Gulf Hammock Immigration Company a body corporate and politic incorporated in conformity with the laws of the State of Florida covenants, consents and agrees to clear out all the obstructions in the Wacasassa and Wekiva Rivers and Cow Creek in said State and place them in good navigable condition for boats of light draft and for rafting timber.

Item 2d. The said Company likewise covenants, consents and agrees to drain all Swamp or Overflowed Lands lying contiguous or adjacent to said streams and render said lands suitable for cultivation and settlement.

Item 3d. That the work and labor herein before designated shall be commenced on or before the first day of October, A. D. 1870; and the clearing out of the obstructions, and the rendering navigable the said streams from source to mouth together with the drainage of the Swamp and Overflowed Land lying adjacent or contiguous thereto shall be completed on or before the 1st day of October, A. D. 1873.

Item 4. That the improvements and work hereina before mentioned shall be done in a scientific and workmanlike manner, and the said Company covenants, consents and agrees to complete the same in the manner designated and at the earliest practicable day.

Item 5th. For and in consideration of the herein before mentioned labor, services and improvements, the Board of Trustees of the Internal Improvement Fund of the State of Florida, hereby covenants, consents

and agrees to donate to the Gulf Hammock Immigration Company of Florida all Swamp and Overflowed Lands in the odd numbered sections for three miles on each side of the said Rivers and Creek mentioned—Provided that persons now actually settled on lands that shall hereby enure to the Company, shall not be disturbed, but shall be permitted to purchase the lands so occupied at the current prices of Swamp and Overflowed Lands.

Item 6th. And the Board of Trustees of the Internal Improvement Fund of the State of Florida covenants, consents and agrees that when five miles of the work on each of the Rivers and Creek mentioned are completed according to the above obligation, upon the report of an Engineer to be appointed by said Trustees it shall be evident that the work is resulting in properly relieving the said lands from overflow, or reclaiming the same for cultivation, to make, confer and deliver to the Gulf Hammock Immigration Company of Florida good and lawful titles to the Swamp and Overflowed Lands, which they shall be entitled to, as set forth in this agreement, and so continue as the work progresses until the same is completed.

Whereupon after full discussion it was determined by unanimous vote that said contract be closed, and duly executed and it was

Resolved, That the President of this Board be authorized on the part of the Trustees to sign this agreement in the above words, with the Gulf Hammock Company, and that the Secretary of this Board attest the same, and the said contract was fully executed by His Exc. Governor Reed as President of the Board, and by Washington Rogero the President of the Gulf Hammock Company, and the same duly signed and executed is on file in the office of the Secretary.

Dr. A. C. Osborne, as representing the Great

Southern Railway Company then appeared before the Board and proffered a request for a large grant of lands as being in accordance with the terms of the Charter to that Co., granted by the Legislature of Florida and presented a Memorial setting forth the claim at large.

Upon motion the Memorial was referred to Messrs. Meek and Adams to consider and report upon at the next meeting of the Board.

The following Resolution was then unanimously adopted:

Resolved That the Salesman of the Board be and is hereby directed to cancel the entry of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 18, T. 2, S. R. 17, E, made by G. W. Pratt; and the Treasurer is directed to refund the purchase money for the same.

Provided That the said G. W. Pratt shall relinquish his apparent title to said land, said relinquishment to be recorded in the office of the Clerk of the County in which the said land lies, at the expense of the I. I. Fund.

Also the following by same vote.

Resolved, That the Salesman of the Board be and is hereby directed to change the entry of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 23, T 8 S. R. 29, E, made by Benjamin Turner to SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 33, T 8 SR 28, E, on satisfactory evidence that said entry above described was an error and that the lot last described was the land desired and intended to be entered at the time of entry.

Dr. N. H. Moragne then appeared and requesting the delivery of titles to lands claimed by So. Inland Navigation Company, proffered payment therefor pursuant to the terms of the contract made with said Co.

Upon motion the Board adjourned to June 3d, at 10 $\frac{1}{2}$ a. m.

A true record,

Attest :

J. S. ADAMS,

Sec'y.

Tallahassee, June 3d, A. D. 1870.

The Board assembled according to their adjournment, when all the members were present except Treasurer Conover.

Upon motion F. M. McDonald was appointed Engineer to examine and report the condition of the lands granted by the contract with the Wekiva Steamboat Company.

The special Comte. of the Atty. Genl. and the Comr. of Immigration, to whom was referred the application of the Great So. Railway Co., for a grant of land, reported the following Preamble and Resolution as indicative of the opinions and feelings of the Board.

Whereas, The Act for the encouragement of a liberal system of Internal Improvement for the State of Florida, under and by which both the Internal Improvement Fund and the Trustees thereof derive their existence, did definitely and specifically mention the Railroads, both those in existence and those that might be constructed, which were to be considered as legitimate and proper objects for assistance from the Fund, and thus seems inferentially to have excluded all other Roads and, on that account, the legal power of the Trustees to extend the benefits of the Fund to other and different Railroads without Legislative selection is liable to grave questions as a matter of law.

And Whereas, notwithstanding the Legislature of 1869, by the grant of a Charter to the Great Southern Railway Co., did seem to recognize said Railway as worthy of State benefaction and did enlarge the discretion of the Board so far as that can be done by Legislation, and if expressed without condition would seem to warrant the Board, in their discretion, and immediate grant of lands in aid of the construction of the Road; still, as by the terms of the Charter, a recognition of the importance of the enterprise by the U. S. Government, and a grant of lands by said U. S. Govern-

ment to said Company are made conditions precedent to any grant by the Trustees inasmuch as the U. S. grant, is made the measure of the grant which the Board, by said Charter, were empowered to make—Therefore it is

Resolved 1st, That in the opinion of this Board and apparently in full accordance with the intent of the Charter of said Co. it is not advisable for the Board to make any grant of lands to said Company, until the recognition of the importance of said Road by the General Govt. shall be evinced by a grant of lands from the national domain, and at the same time the measure of the aid to be rendered by the Board, as contemplated in the Charter, shall be secured.

Resolved 2nd, That the Board are fully impressed with a sense of the very great importance of the Great Southern Railway Company, both as an efficient agency in the rapid and certain development of the material resources of the State of Florida, and as an enterprise which, upon its successful completion must inevitably become of great national importance; and we respectfully commend the early completion of the Road to the earnest attention of our Senators and Representatives in Congress and request them by the use of all honorable means to aid in securing a liberal grant of lands by the General Government, in aid of the construction of the Road.

Resolved 3rd, That whenever such grant of lands shall be made by the General Government this Board entertains no doubt of their power to make a grant from the State lands, and in no other way, by a contract made with said Company for the thorough drainage of the adjacent lands, and the Board hereby express their willingness to make, in that way, such grant of lands.

Resolved 4th, That a copy of the foregoing Resolutions be forwarded to each of our Senators and Representatives in Congress forthwith.

Whereupon, the report of the Committee was accepted, and the Resolutions thus reported were adopted by unanimous vote.

Upon motion, it was by unanimous vote

Resolved, That the Secretary be requested to investigate and report in full the previous action and custom of the Board in the matter of taking and approving the bonds from the various officers of the Board, as derived from the records.

Upon motion, the Board adjourned.

A true record,

Attest :

J. S. ADAMS,

Sec'y.

Tallahassee, June 10th, 1870.

The Board assembled upon call, when were present, Gov. Reed and Messrs. Gamble, Conover, Webster and Meek.

Attorney-General Meek was chosen Sec. pro tem.

Upon motion it was ordered that the Comr. of Immigration be requested to examine the records, and confer with ex-Trustees in the matter of the duty of the Trustees to convey other lands to..... or surrender certain coupons to said..... by unanimous vote.

The Attorney-General then offered the following Resolution:

Whereas it is alleged that a large number of coupons of the Florida Atlantic and Gulf Central R. Road Co., were taken up by said Co, and are now being or have already been distributed among certain

parties to be presented to the Trustees of the Internal improvement Fund to the prejudice of said Fund; Therefore be it

Resolved, That the Commissioner of Immigration be directed to take such steps in said matter to protect said Fund as he may deem best, and proper, including the right to employ counsel.

Said Resolution was carried by a unanimous vote
Upon motion it was unanimously

Resolved, That the Salesman be and he is hereby requested to proceed to Washington and take measures to obtain patents, or if this be impracticable, then certified lists of lands enuring to the State under Acts of Sept. 4, 1841, and Sept. 28th, 1850, to secure the plats of swamp lands to which the State is entitled and to provide for the selection and conveyance to the State of such lands, not yet selected, as the State is entitled to under the above Acts.

Upon motion the Board adjourned.

A. R. M.

Tallahassee, June 21, 1870.

The Board assembled as above when were present, Messrs. Gamble, Conover, Webster and Meek.

Mr was elected President and Mr. Meek was chosen Secretary pro tem.

The Surveyor offered the following Resolution:

Resolved, That the Treasurer be authorized to correct the receipt to Arch Davis of $S\frac{1}{2}$ of N. W. $\frac{1}{4}$, Sec. 15 and lots 1 and 2, Sec. 32, T 4 N, R 24 E 110.54-100 acres by inserting lot No. 3, in place of lot No. 2 and 161 46-100 instead of 110 54-100 acres on payment of difference in amounts required for purchase; and that the Salesman make change of entry to correspond with receipt.

Which resolution was unanimously adopted.

I. I. 27.

The Treasurer then presented a report in the matter of the receipts and expenditures of certain funds as follows:

June 21st, 1870.

To the Board Trustees Int. Impt. Fund:

On the 27th day of July, 1869, I received from D. L. Yulee \$2,280.00 in payment of one per cent. interest due the Sinking Fund from Fla. R. R. Co., on two hundred and twenty-eight thousand dollars in bonds of said Road outstanding May 1st, 1869.

On the 29th of November, 1869, I received from M. D. Papy, Atty., three hundred and fifteen dollars on account of the Sinking Fund of the Florida Atlantic and Gulf Central R. R. Co., being one-half of one per cent. on sixty-three thousand dollars in bonds of said Road outstanding Sept. 4th, 1869.

This is all I have received on account of the Sinking Fund during my term of office.

In the absence of a sufficient number of members to constitute a quorum of the Board, I consulted the Comptroller and Attorney-General as to the propriety of investing these funds in the bonds of the State in order that the proceeds of the sale of said bonds to the Sinking Fund might be applied to the payment of interest due on the 1st of Nov. 1869, on the bonds of the State of the issues of 1868-69. And with their advice and consent the proceeds (twenty-two hundred and fifty dollars) were so invested and the bonds applied as aforesaid. The balance three hundred and forty-five dollars was also applied to payment of contingent necessary expenses of the State, chiefly for expenses of the penitentiary.

The three bonds and three hundred and forty-five dollars are now in my hands and accredited to the Sinking Fund.

Respectfully submitted,

S. B. CONOVER, ..
State Treas. and Treas. In Impt. Fund.

The above report was unanimously received and approved.

The following Resolution was unanimously adopted:

Resolved, That the Treasurer be authorized to invest the sum of \$265, received as Sinking Fund interest on Fla. At. & Gulf C. R. R. bonds in warrant of Comptroller to issue to pay expenses for keeping lunatics in Lunatic Asylum in Columbia, South Carolina, the said warrant to be held by him until able to invest the same in State bonds.

A bill in favor of Papy & Peeler was presented and ordered paid.

A bill of Dr. Conover of \$200 for preparing list of redeemed coupons presented and ordered paid.

Upon motion the Comptroller and Treasurer were appointed a committee to make lists of coupons in possession of the Board and in the presence of two disinterested citizens to destroy said coupons.

Upon motion the Board adjourned.

A true record,

Attest :

Tallahassee, August 15th, 1870.

The Board assembled pursuant to call when were present, Gov. Reed and Messrs. Gamble, Conover and Adams.

Mr. Mills as representative of the Wekiva Steamboat Co., to whom the Board had made a conditional concession of land appeared and presenting the report of J. A. McDonald, Engineer, as to the character of the land conceded and the effect thereon of constructing the proposed improvements applied, on behalf of said Company, an application for an extension of the time for the completion of the work contemplated in said contract, and for an enlargement of the concession.

Whereupon, upon motion, it was

Resolved, That report of J. A. McDonald, Engineer, in reference to the character of the land included in the contract with the Wekiva Steamboat Co., be read, received, and is determined to be satisfactory; and that the time for the completion of the contract be extended to Oct. 15 1871 and that eleven hundred and fifty-eight (1158) of swamp and overflowed land in township 21 South of Range 28 East be also included in the contract; and that all the lands included in said contract be immediately reserved from sale to other parties, to await the execution of the contract, the Company to take the first two rows of sections on the west end, running across the stream, and the State the third row.

A true record.

Attest :

J. S. ADAMS.

Sec'y.

Tallahassee August 24, 1870.

The Board assembled pursuant to call, when were present the Governor and Messrs Gamble, Conover and Adams.

The following preamble and resolution was then adopted by unanimous vote.

Whereas, The Tax Collector of Madison County in settlement of the taxes against that county, paid by mistake, into the State Treasury some two thousand eight hundred dollars (\$2,800) that really belonged to the Treasury of the County, and whereas, the excess thus paid was refunded to them, in accordance with the Legislative enactment, in Comptrollers warrants which are not receivable for taxes, thus causing great embarrassment to the County, therefore it is

Resolved, That the Treasurer of this Board be authorized and directed to exchange old scrip that may

be in his possession for the warrants thus received by said county, at par.

And the Treasurer is also authorized to make the exchange of securities requested by the Trustees of the W. Fla. Seminary, in a written petition presented to this Board, and to make the same exchange with the Trustees of other schools, that are original holders, as far as the funds in his hands will allow.

It was also by unanimous vote

Resolved, That the Treasurer of this Board be authorized and directed to exchange old scrip in his hands with the Comr. of Immigration for new warrants received by him for salary and expenses, as he may from time to time require.

By unanimous vote it was also

Resolved, That the Treasurer of this Board be authorized to receive the coupons of the Fla., At. and Gulf Central Railroad Co., in payment for lands whenever such coupons are detached from the bonds in his presence.

Upon motion, the Board adjourned.

A true record,

Attest :

J. S. ADAMS,
Secretary.

Tallahassee, Sept. 19, 1870.

The Board assembled pursuant to call, when were present, Gov. Reed and Messrs. Conover, Webster and Adams.

Hon. W. H. Gleason, as representing the Southern Inland Navigation and Improvement Company, then presented a written form of bond, proposed to be issued by said Company, and requested the approval of the form of said bond, as required by the Resolution adopted by said Board on the thirteenth day of April A. D. 1870.

Whereupon, by unanimous vote it was

Resolved, That we approve of the form of the Bond presented to us for approval by the "Southern Inland Navigation and Improvement Company" and that the Secretary of this Board retain a copy for future reference; and that the National Trust Company of the City of New York is hereby made the depository of all monies received from the sale of the bonds to be issued by the Southern Inland Navigation and Improvement Company.

It was also by unanimous vote further Resolved, That the Treasurer of this Board receive coupons of the bonds of the Fla., At. and Gulf Central R. R. Co., in payment for lands when proved by adequate testimony to have been detached after their issue by the Co., and not to have been paid.

Upon motion, the Board adjourned.

A true record,

Attest :

J. S. ADAMS,
Secretary.

Tallahassee, Oct. 10th, 1870.

The Board assembled, pursuant to call, when were present: Gov. Reed and Messrs. Meek, Webster and Adams.

Mr. J. J. Merritt in behalf of the New York and Florida Land and Improvement Company, now known as the Florida Improvement Company; in accordance with the contract existing between the Board and the Company presented a bond, as required by that contract, for the approval of the Board; said bond, in the penal sum of eighty thousand dollars, being conditioned for the faithful performance by the Company of the conditions and stipulations of said contract and

duly executed by the President and Secretary of said Company and under its Company seal.

And thereupon some discussion arising, at the suggestion of Atty. General, an additional stipulation was by him prepared, in the words following:

Be it known that it is hereby agreed by the Florida Improvement Company of the State of New York, with the Trustees of the Internal Improvement Fund of the State of Florida, that, notwithstanding the language of a bond executed by said Company to said Trustees, under date Sept. 29th, 1870, and this day delivered to said Trustees, that the sale of lands conveyed or to be conveyed by said Trustees to said Company, that may be made by said Company to parties who may intend to become settlers within said State of Florida, but do not become settlers therein, or are not introduced into said State with an actual intention on their part to settle therein, shall not be counted in ascertaining whether or not said bond has been complied with on the part of said Company.

And said additional agreement having been signed by Mr. Merritt as Vice-President of said Company, the said bond was upon motion unanimously approved by said Board of Trustees.

And thereupon said bond having received the personal endorsement of J. J. Merritt, E. A. Studwell and J. S. Adams, as guarantors of the faithful fulfillment of the conditions thereof, was endorsed as approved by the Governor, the Attorney-General and Comr. of Immigration.

Upon motion the Board adopted the following Resolution:

Resolved, That the President and Secretary of the Board be authorized and directed to execute to said Company the necessary deed or deeds of the lands selected by them in accordance with the contract heretofore executed by them, to an amount not exceeding one hun-

dred thousand acres upon payment of the stipulated sum of ten cents per acre, and to receive and become responsible for the proceeds.

Surveyor-General Webster then presented a bill for his expenses in going to Washington by order of the Board, amounting to \$159.00 which was ordered paid.

Upon motion by unanimous vote the Secretary was directed to write to H. A. Corley, Esq., former Secretary, Treasurer and Salesman of the Board and imperatively request him to state and settle his official account with the Fund, and was authorized to settle the same.

Upon motion, the Board adjourned.

A true record,

Attest :

J. S. ADAMS,
Sec'y.

Having on the 11th day of October received the payment of ten thousand dollars, required by the Resolution of the Board as preliminary to execution of the necessary deed or deeds of the one hundred thousand acres of land in said Resolution mentioned, I thereupon finished the execution of the necessary deeds and made and delivered to J. J. Merritt, the Vice-President of the Florida Improvement Company a receipt of which the following is a copy.

STATE OF FLORIDA,

JACKSONVILLE, SS

Office of Comr. of Imm.

Oct. 11th, 1870.

Pursuant to the Resolution adopted by the Board of Trustees of the Internal Improvement Fund, at a meeting of the Board held on the 10th of October, 1870, the record of which is contained on the pages im-

mediately preceding. I hereby acknowledge the receipt by me as Secretary of the Board, and in their behalf of J. J. Merritt, Vice-President of the Florida Improvement Company of ten thousand and ten dollars (\$10,010.00) in coupons of the bonds of the Florida Railroad as follows, viz: Six thousand three hundred dollars in coupons of Sept. 1st, 1857, and three thousand seven hundred dollars in coupons of March 1st, 1858, the same being pursuant to the contract with said Company in full payment for one hundred thousand (100,000) acres of land mentioned in said contract, and for which they are to receive the necessary deed or deeds executed by the President and Secretary of the Board as is in said Resolution directed.

And I certify that at the time of the delivery of said coupons, it was claimed by Mr. Merritt, in behalf of said Company that they should be allowed on account in payment for said lands the interest which has accrued upon said coupons since their maturity, but that I declined to receive such accrued interest in such payment until the question of their application is determined by the Board; and that Mr. Merritt in behalf of his Company protested against the non-allowance of such accrued interest, and requested that a record of his protest be made, in protection of the legal rights of the Company.

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Nov. 7th, 1870.

The Board assembled pursuant to the call of the Governor, at ten o'clock, a. m., when were present, His Exc. Gov. Reed and Messrs. Gamble, Webster and Adams.

It having been announced that F. Vose had commenced another action against the Board, upon motion it was, by unanimous vote ordered that M. D. Papy, Esq., be requested by the Secretary to act as of counsel for the Board with power in his discretion, to associate E. N. Dickerson, Esq., with himself in the defense of the suit.

Surveyor-General Webster then presented a bill for postage and expenses in his office, amounting to twenty-nine (\$29) dollars, which was approved and ordered paid.

Mr. Webster also presented a bill in favor of Mr. Yokum for binding, amounting to seven dollars, \$7.00 which was also approved and ordered paid.

Upon motion the Board adjourned sine die.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Nov. 23rd, 1870.

The Board assembled, upon call of the Secretary, when were present, Gov. Reed and Messrs. Gamble, Conover, Meek, Webster and Adams.

Upon motion it was by unanimous vote Resolved, That the Treasurer be directed to reserve and set aside from the funds of the Board that may come into his hands, funds to the amount of three thousand dollars to respond to any expenses incurred in defending the suit in favor of F. Vose against the Board; the same to be held subject to the order of the Comptroller for the payment of Attorneys bills approved by this Board, and for which he has rendered himself liable.

Mr. A. C. Osborne, the President of the Great Southern Railway Company, being present asked leave,

and was permitted to withdraw a former proposition made to the Board in behalf of the Company and to present a new proposition in the same behalf.

Thereupon Mr. Osborne presented in behalf of his Company a proposition for a concession of lands based upon the drainage thereof as a consideration and to aid in the construction of the Road.

The proposition as made was then discussed and certain objections, amendments and conditions were suggested by different members of the Board when, upon motion the proposition as read, and the suggestions in reference thereto were by unanimous vote referred to the Attorney-General and Comr. of Immigration with instructions to report a proposition in behalf of the Company as modified in accordance with the suggested amendments, for the consideration of the Board at their next meeting.

Upon the suggestion of the Surveyor-General, that certain of the lands belonging to the Fund were still unappraised, the whole subject of the proper appraisal of unappraised lands was referred to the Surveyor-General, for consideration and report.

Upon motion the Board adjourned to meet again on the 24th November, at 10 o'clock, a. m.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, November 24, 1870.

The Board having assembled, pursuant to adjournment there were present all the members except Treasurer Canover.

Col. Edward Houstoun appeared before the Board and requested definite immediate action of the Board in

reference to his account as confidential agent of the Board in the management of financial matters intrusted to him; and, upon motion, the account of Col. Houston hitherto filed was referred to the Treasurer and Attorney-General for consideration and report.

The Committee to whom was referred the proposition of the Great Southern Railway Co., then reported the revised and amended proposition of the Company, in the following words.

The Great Southern Railway Company, a corporation duly chartered by the Legislature of Florida, by Act approved February 19th, A. D. 1870, for the purpose of constructing and operating a Railroad from the St. Mary's River to Key Biscayne Bay or the most available harbor in that vicinity, and also operating a line of steamers from the Southern terminus of said road to Cuba and the other West India Islands; submits to the Trustees of the Internal Improvement Fund of the State of Florida the following proposition.

While the Company will rely upon through freights and travel, for the great portion of its profits; a sound policy, it is conceived requires the settlement and cultivation of the lands along the line of the Road. These lands known as Swamp and Overflowed Lands, now under the law vested in the Trustees, from their liability to overflow, are of comparatively little value. That they may be settled and cultivated, the said Company proposes to said Trustees to relieve from inundation and liability to overflow all the lands on the line of the Road, on each side thereof for the distance of ten miles back.

In consideration for so relieving said lands from inundation and liability to overflow, for the distance from the Road named, the Company shall receive from the Trustees from and out of every ten miles fronting on each side of said Road, as the ten miles of said Road are completed, a conveyance of eight adjoining

miles fronting on said Railroad and running back ten miles.

And, whenever there shall be any deficiency in amount of said lands in the Trustees within the limits named, then the Company shall be entitled to relieve other of said lands lying nearest the Road and the lands herein granted, from inundation and liability to overflow, on the same terms, to make up such deficiency.

Conveyances shall be made to the Company as each ten miles of the Road are completed and the said lands along the same are so relieved, the evidence of the facts to be the certificates of the Governor of the State of Florida, provided however, that for the proper encouragement of the work, the Company will require that eight miles on each side of the line of the Road, and running back ten miles for the first ten miles along the line of the Road commencing at Jacksonville and running northwardly along the line of said Road shall be at once conveyed to the Company, upon the express condition however, that the same shall, within eighteen months from date, be relieved from liability to overflow.

It is provided further, That the lands named, along the line of the Road shall by the Trustees be retired from market, or sold only to actual settlers, and, when sold, the portion to which the Company shall be entitled of the proceeds of sales at one dollar and twenty-five cents per acre be set apart and held in trust for said Company by the Trustees until such time as the Company would have become entitled to such lands had the sales not taken place.

The line of the Road, subject to change as the Engineer of the Company may determine, to be in accordance with the map of the Road to be filed in the office of the Surveyor-General previous to any conveyance or reservation hereunder, each variation of the

line to be reported at once to the said office.

Provided further, That if the Company shall relieve from inundation and liability to overflow a greater amount of said lands than that above specified, along the line of said Road and within fifteen miles on each side thereof, then the Company shall be entitled to a like portion of the additional lands so relieved as above provided.

And provided also, that if that portion of said Road between Jacksonville and the St. Mary's River shall not be completed within two years, and that portion between Jacksonville and Palatka within four years, and that portion between Palatka and the Southern terminus of the Road within eight years from date, then and in either event the Trustees shall be relieved from any and every obligation hereunder not discharged at the time of such failure.

A. C. OSBORNE,
President G. S. R. Co.

Upon motion the above proposition was then accepted by the following vote:

Yeas—Gov. Reed, Atty. Genl. Meek, and Adams and Conover.

Nays—Messrs. Gamble and Webster.

Upon motion Treasurer Conover had leave, being absent, to record his vote and by the same vote.

Upon motion it was by the same vote

Resolved, That the President and Secretary of this Board are hereby authorized and directed to make conveyances to the Great Southern Railway Company in accordance with the proposition of the Company this day duly accepted by the Trustees, of such lands as the Company may, from time to time become entitled to under the provisions of said proposition so accepted.

Upon motion, the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec.

Nov. 28th, 1870, personally appeared Hon. S. B. Conover, Treasurer, and desired his vote to be recorded in favor of the acceptance of the proposition of the Great Southern Railway Company, and his vote is so recorded.

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Nov. 26th, 1870.

The Board assembled, pursuant to call when were present Gov. Reed and Messrs. Meek, Webster and Adams.

Upon motion it was

Resolved, That the provisions contained in the proposition of the Great Southern Railway Company, presented to the Board and duly accepted on the twenty-fourth day of November 1870 by the Trustees permitting said Company to relieve lands nearest the line of the Road from inundation to make up for any of the lands named in the proposition within the distance therein set forth, was intended to apply and does apply to the conveyance of eight miles on each side of the line of the Road to be made under the agreement as stated to encourage the work.

The vote on said resolution was as follows:

Ayes—Gov. Reed, Messrs. Meek and Adams.

Nays—Webster.

Upon motion the Board adjourned.

A true Record.

J. S. ADAMS,
Secretary.

Attest:

Tallahassee, Dec., 22nd 1870.

The Board assembled upon call when were present Gov. Reed and Messrs. Webster, Conant, Conover and Adams.

A communication was received from Gov. Reed, requesting for immediate use in the Executive office, a report in detail of the receipts from the sales of lands during the past year, the kind of funds paid in and the disposition made of the same together with a full account of the condition of the funds.

Such communication was read and ordered to be placed on file.

The Treasurer of the Board, then presented to the Board a communication requesting an examination and settlement of his accounts.

Said communication was read and ordered on file.

The Board then by unanimous vote adopted the following resolutions:

Resolved That the Surveyor General, be and he is hereby requested to make report immediately to the President of this Board of the amount of lands sold by him during the last year, the amount of funds received and the amount and character of the payments made by him to the Treasurer from time to time.

Resolved, That the Treasurer of this Board be and he is hereby requested to make immediate report to the President of this Board of the nature, description and amount of the payments received by him from time to time during the past year, and of the disposition made of the funds so received.

Resolved, That J. S. Adams, Commissioner of Immigration be and he hereby is appointed Treasurer of this Board, and that he enter upon the duties of said office upon filing a bond in the sum of twenty thousand dollars with two or more sureties said bond to be approved by a majority of this Board.

Resolved, That S. B. Conover be, and he is hereby instructed to turn over to the said J. S. Adams the books, papers, records and funds belonging to the said office of Treasurer of this Board upon the approval of the Bond of the said J. S. Adams as aforesaid.

Upon motion J. B. C. Drew, Esquire, the acting Attorney-General was appointed to be the Attorney of this Board.

Mr. Conover then presented a copy of a receipt for \$2,750, given by him to I. K. Roberts and subject to the approval of the Board, and said copy was ordered to be filed.

Upon motion, the Board adjourned.

A true Record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Dec. 27, 1870..

The Board assembled upon call when all the members were found present. J. S. Adams, the newly appointed Treasurer, then presented his bond as Treasurer for twenty thousand dollars, which said bond upon motion was approved, Gov. Reed, Messrs. Conant, Webster and Adams voting aye and Messrs. Gamble and Conover voting no.

Upon motion it was ordered that the Attorney-General and Com. of Immigration take charge of and make provision for the vigorous prosecution of the defence in the suit of F. Vose against the Trustees, and report to the Board from time to time the condition and necessities of the case, by a unanimous vote.

By the vote of Messrs. Reed, Conant, Webster, Gamble and Adams, Mr. Conover voting no, the Board then adopted the following Resolution:

Resolved, That J. B. C. Drew, the acting Attorney-General, be appointed a special committee to examine and report upon the report of the late Treasurer, consulting the Salesman and other members of the Board and receiveing from them all necessary information and assistance.

Upon motion, the Board then adjourned.

A true record,

Attest:

J. S. ADAMS,

Tallahassee, February 1st, 1871:

The Board assembled upon call, when were present, Gov. Reed and Messrs. Gamble, Conover, Drew and Adams.

A proposition was received and read from M. A. Williams and Samuel A. Swann, to select the Swamp and Overflowed Lands enuring to the State by virtue of the Act of Congress approved September 28th, 1850, but not yet selected or patented.

Upon motion the proposition was referred to Governor Reed, with power to accept the same as made, or as modified with mutual assent by unanimous vote.

Mr. Drew, the Atty. General, then made report that he had examined the account of the former Treasurer, Mr. Conover, and found it correct, but suggested a more full and satisfactory method of keeping accounts in the offices of Surveyor-General and Treasurer of the Board, and reported a balance due the Fund from Mr. Conover of \$45,016.57.

Mr. Conover having explained that he had paid over the balance reported less \$1,000, and stated the reasons therefor, the report was accepted and ordered filed.

Upon motion the matter of arranging a more satisfactory method of accounting in the offices of the Salesman and Treasurer was referred to the Attorney-General, the Treasurer and the Salesman, with instructions to provide the necessary blanks and books, by unanimous vote.

Upon motion, the following Resolution was adopted by unanimous vote:

Resolved, That the Atty. Genl. and Messrs. Papy and Peeler the Attorneys for the Trustees in the Vose suit, be requested to procure an interview between the Board and its Attorneys, and the Attorneys of Mr. Vose in regard to the possibility of a reasonable and proper arrangement and settlement of said suit, but that, as such attempted arrangement may fail all preparations

for the most vigorous possible defence be continued.

Upon motion of Mr. Conover it was by unanimous vote

Resolved, That the Treasurer of this Board shall report quarterly on the last days of March, June, September and December, in each year to this Board of the amount and character of funds received and on hand, from whom received, the date of receipt, the amount of bills paid, and to who paid; and that the Salesman also make a corresponding report.

A proposition was received from Mr. Blum that for the improvement of the channel of the Hillsborough River, and the drainage of the contiguous lands.

Upon motion the consideration of the proposition was postponed.

Mr. Conover having stated that H. A. Corley, a former Treasurer, had handed some \$30,000 in funds as belonging to the fund, but without any explanation, it was upon motion

Ordered, that the Secretary write Mr. Corley asking for a full statement of the facts relating thereto, and is authorized to settle the same.

Upon motion the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee, February 16th 1871.

The Board assembled upon call, when were present, Messrs. Conover, Gamble, Drew and Adams.

Treasurer Conover was appointed President Pro tem.

The committee to whom was referred the consideration of a system of keeping the books of the Treasurer and Salesman then reported a system by which each

transaction in the sale of land would require an interchange between the Salesman and Treasurer, of certificates and the execution of deed from all of which would remain a stub, which being properly filled out would contain a statement of all the facts relating to the transaction.

The report was accepted and adopted, and the Secretary was directed to procure the necessary books and blanks.

A bill of C. H. Foster, Clerk of Supreme Court, for \$10.10 was presented and ordered paid.

Upon motion, the Atty. General was requested to consider and report as to the most advisable method of disposing of the Railroad bonds of the P. & G. and Tallahassee R. Roads which have been taken up and are now in the hands of the Comptroller.

Upon motion the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee, March 6th, 1871.

The Board assembled upon call when were present, Gov. Reed, Treasurer Conover, Comptroller Gamble, Atty. General Drew and Commissioner Adams.

C. W. Godard, the President of the Florida Improvement Company then addressed the Board, making report of the progress made in the work of the Company, and calling attention to the report of the Secretary filed with the Secretary of the Board.

Mr. Godard also called attention to the large expenditure made by the Company in the prosecution of their enterprise, and to the damage caused them by the injunction granted against them and the Board, which for the time operated to effectually stop all their operations.

Mr. Edwin A. Studwell, then presented a proposition to the Board offering to purchase a large body of the Swamp and Overflowed Lands of the fund at and for the price of ten cents per acre and binding himself to introduce into the State within a period to be limited by the Board, heads of families or male adults intending to become settlers in the State, in the proportion of one to every half section of land so purchased.

Upon motion the proposition of Mr. Studwell was accepted and ordered filed; and the Atty. General and Commissioner of Immigration were appointed a committee to purchase all the necessary documents, stipulations and conveyances and were fully empowered to execute the same and take the necessary security for the performance of all the conditions proposed. The vote upon the acceptance of the proposition and appointment of the Committee was expressed in the following Resolution:

Resolved, That this Board approves of and does accept the proposition this day made by E. A. Studwell, and the preparation of the necessary documents, stipulations and conveyances is referred to the Attorney-General and Commissioner of Immigration, who are empowered and fully authorized to execute the same, and complete the arrangements thus made.

Upon the passage of the Resolution the vote was:

Yeas—Conover, Drew, Adams and Reed.—4.

Nays—Mr. Gamble.—1.

So the Resolution was adopted.

Upon motion the Board adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, March 6th, 1871.

The Board assembled again upon call at 3 o'clock

p. m., when were present, Messrs. Reed, Gamble, Drew and Adams.

D. P. Holland, Esq., President of the Peas Creek Emigrant and Improvement Company then presented to the Board the survey of the route of the work of the Company, and a proposition for a further concession of lands to the Company.

Upon motion the following Preamble and Resolution was then adopted:

Whereas, By a survey of the lands along the route of the work contracted for by the Peas Creek Emigrant and Agricultural Company, in a contract between said Company and the Board of Trustees of the Internal Improvement Fund executed on the 15th day of February, A. D. 1870, the fact is disclosed that the lands intended to be conveyed to said Company were, and are, to a large extent included in the naval and military reservation of the United States, and thereby the amount of lands stipulated by that contract to be conveyed to said Company in consideration of the performance of certain work in said contract stipulated will be diminished to the extent of at least one hundred thousand acres.

Now therefore, it is by this Board,

Resolved, That upon the completion of the work in said contract specified in full and complete accordance with conditions thereof, and upon presentation to the Board of satisfactory evidence thereof, this Board will convey to the said Company in addition to what they have or may receive under their previous contract, one hundred thousand acres of the Swamp and Overflowed Lands under the control of this Board thus completing the complement of land intended to be conveyed to said Company, as is evident from the charter of said Company, and from the contract made with them; such lands to be selected by said Company in alternate sections and from the Swamp and Overflowed Lands

lying along the route of the completed work and in nearest proximity therto and provided said work be completed within five years from date.

The vote upon the passage of said Resolution was unanimous.

Mr. Conover then introduced the following Resolution:

Resolved, That hereafter, in the absence of the Secretary of this Board from the Capital, the records and minutes of the Board shall be deposited with the Surveyor-General, in order that the members of the Board at all times have access to the same.

The Resolution was adopted.

A true record,

Attest:

J. S. ADAMS,
Secretary.

March 5th, 1871.

Proposition of Williams & Swann.

The proposition to select Sw. and Overf'd Lands for the Board referred to in the record of February 1st, '71, having been accepted by Governor Reed and returned with a request that the same be recorded, is recorded and with the endorsement thereon is in the words and figures following:

To the Honorable Board of Trustees of the Internal Improvement Fund of the State of Florida:

By Act of Congress approved Sept. 28th, 1850, certain large tracts of Swamp and Overflowed Land were under certain conditions conveyed to the State of Florida which yet remain unselected and indeed partly unsurveyed, and deeming it conducive to the interests of the State that all lands of which the State may ultimately obtain title should be surveyed and selected as soon as possible and State title thereto

consumated. I propose in connection with Samuel A. Swann whom I am authorized to represent to examine and locate all the lands which have not been selected and located that are due the State of Florida under Act of Congress, Sept. 28, 1850, above mentioned, which have been surveyed as well as those yet to be surveyed.

In connection with the selection we will furnish all the maps and tract books necessary for the use of the State Land office in as good (or better) style as those heretofore furnished for the same purpose. This work we will complete as soon as possible upon a compensation of two cents (02) per acre, to be paid as our selections are returned to the proper land office, in United States currency, deducting 20 per cent for such payment, or we will take in lieu of cash land at \$1 per acre.

Respectfully submitted,

M. A. WILLIAMS,

And on the back the following endorsement.

Jacksonville, March 4, 1871.

The within proposition having been approved by the Trustees and referred for disposition to me, is hereby fully accepted and adopted, and the Secretary is requested to make the contract thus completed a matter of record.

HARRISON REED,
Governor of Florida.

Witness,

J. S. ADAMS.

A true copy of the original as the same appears on file.

Attest:

J. S. ADAMS,
Secretary.

Jacksonville, March 30, 1871.

The Board assembled upon the call of the Governor, at the office of J. S. Adams in Jacksonville, when

were present, Gov. Reed and Messrs. Drew, Conover and Adams.

Hon. W. H. Gleason, in behalf of the Southern Inland Navigation and Improvement Company then presented a request in writing under the seal of said Company requesting the Trustees to convey to said Company certain lands hitherto conveyed by the Trustees to W. H. Gleason upon certain conditions said lands to be conveyed to said Company under the same conditions covering the previous concessions to said Company.

And upon the back of said petition is endorsed the consent to the granting thereof by W. H. Gleason.

Upon motion said petition was received, considered and ordered filed and by unanimous vote the following Resolution was adopted, with the accompanying Preamble.

Whereas, Wm. H. Gleason has assigned all his right, title and interest to the Southern Inland Navigation and Improvement Company, to certain lands granted to him by the Board, by a Resolution adopted on the 4th day of February, A. D. 1869. And whereas, the said Southern Inland Navigation and Improvement Company, by its Board of Directors through its Secretary requests that the said concession or Resolution be so amended that the title be vested in said corporation-

Now, therefore, it is Resolved, That the Trustees of the Internal Improvement Fund will convey to the Southern Inland Navigation and Improvement Company all of the lands donated and granted to the State of Florida by the Act of Congress of the United States, September 20th, A. D. 1850, situated in Townships 38, 39, 40, 41, 42 and 43, 44, 45, 46, 47, 48 and 49 Ranges 41, 42, and 43 East upon the completion of the Inland Navigation from Jupiter Inlet to Bay Biscayne upon the same terms and conditions as the lands heretofore granted to the Southern Inland Nav-

igation and Improvement Company.

And Mr. Gleason also presented his petition in writing which was considered and ordered filed and is in the words and figures following:

To the Hon. the Trustees of the Internal Improvement Fund:

Whereas the Comptroller is inimical to the improvements sought to be made by the Southern Inland Navigation and Improvement Company, the said Company respectfully request a modification of a previous Resolution passed by your Hon. Board so that checks issued to pay the contractor be countersigned by the Treasurer of the Board instead of the Comptroller, and to conform as near as maybe to the draft of a Resolution hereto annexed.

Resolved, That all monies deposited in the National Trust Company of the City of New York to the credit of the Southern Inland Navigation and Improvement Company shall be drawn out and paid to the contractor only upon the checks of the Treasurer of the Southern Inland Navigation and Improvement Company, countersigned by the Treasurer of the Board and upon the certificate of the Engineer of the Southern Inland Navigation and Improvement Company that the contractor is entitled to the amount in accordance with his contract with the Company.

Upon motion said Resolution was adopted by unanimous vote.

The following Resolution were then offered:

Resolved, That the Board hereby direct their Treasurer to recognize the deposit of coupons of Railroad bonds guaranteed by the Board, heretofore made with Comptroller Gamble by M. S. Littlefield, as a deposit of coupons legitimately receivable for lands at the time of the deposit, and give credit to said Littlefield or his assigns for the amount of said coupons whenever a certificate of the Comptroller is presented

to the Treasurer which shall accurately ascertain the value of such deposit.

Resolved, That the Treasurer of this Board is hererby authorized to receive of the State Treasurer the Sinking Fund of the Internal Improvement Fund now in the State Treasurer's hands and receipt therefor.

The above Resolutions were unanimously adopted.

Upon motion the Board authorized the Treasurer to exchange scrip now in hand for \$15,000 R. R. coupons presented by Hon. W. H. Gleason demanding payment therefor.

The special committee appointed to execute a conveyance of lands to E. A. Studwell filed their report which was received and ordered recorded as follows:

REPORT OF SPECIAL COMMITTEE.

To the Hon. Trustees of In. Improvement Fund:

Gentlemen: Your Committee, to whom, after its approval by the Board, was referred the proposition of E. A. Studwell, to purchase lands of the Trustees under conditions similar to those which governed the contract hitherto made with New York and Fla. L. L. and Improvement Company, with instructions and directions to carry out the approval of said proposition by the Trustees, by receiving the necessary security for the performance of the conditions and stipulations therefor, and preparing and executing the required conveyances respectfully report.

That they proceeded immediately on the receipt of the aforesaid directions, to discharge their duties and proposed to convey to Mr. Studwell such of the lands as were required at the price of ten cents per acre, as agreed upon, upon his making payment therefor, and giving satisfactory security by bond for the performance of the conditions prescribed in the acceptance of his proposition; but upon conference with Mr. Studwell two difficulties presented themselves.

First. Mr. Studwell had selected and desired conveyed to him, a portion of lands hitherto contracted to be conveyed to the Southern Inland Navigation and Improvement Company.

Second. Mr. Studwell desired to make payment for the lands to be conveyed in coupons of bonds of

Your Committee refused to make and conveyance which could possibly conflict with the conditional title hitherto granted to the Southern Inland Navigation and Improvement Company to receive coupons in payment for lands except in strict compliance with the terms of the injunction in the case of F. Vose against the Trustees they could be shown to be entitled to payment in right of priority of maturity.

Upon examination, the coupons tendered by Mr. Studwell were found to have matured in 1857 and 1858, and so had priority of the coupons of Mr. Vose which matured in 1861, as per his written statement and notice previously served by him in person upon the Treasurer.

Accordingly your Committee proposed to Mr. Studwell that at the price of ten cents per acre, they would convey to him all the Swamp and Overflowed Lands included in his selections that had not previously been contracted to be conveyed to the Southern Inland Navigation and Improvement Company, on his giving a satisfactory bond in the penal sum of one hundred thousand dollars, conditional for the performance of the conditions of the agreement made with him and giving certain additional security which seemed to your Committee desirable.

Mr. Studwell having accepted the aforesaid proposition, the course indicated above was then followed.

The required bond was given with satisfactory security. Deeds were prepared containing descriptions of all the lands selected but conveying only the Swamp and Overflowed Lands, within the limits mentioned

which had not previously been contracted to be conveyed to the Southern Inland Navigation Company.

The whole amount selected was 408,227.56-100 of acres, of which it was supposed that 236,000 acres had previously been conceded to the Southern Inland Navigation Company, leaving lands to the amount of 172,227.56-100 acres for which the purchase price of ten cents an acre would be \$17,227.56-100.

As the deed of lands to the Southern Inland Navigation Company, had, for some reason not been recorded by the Surveyor-General, it could only be proximately ascertained how much of the whole amount of land selected by Mr. Studwell would be covered by a deed which excluded the lands contracted to the Southern In. Nav. Co.

The amount was estimated, as above, at 236,000 acres, and Mr. Studwell paid to the Treasurer in coupons of Florida R. R. bonds of 1857 and 1858, \$17,900 which was \$682.44 over and above the amount required for the 172,227.56-100 acres supposed to be conveyed.

The Committee directed the Treasurer to receive the whole amount and pass the same to the credit of Mr. Studwell and give a full and explicit receipt therefor.

We thereupon executed and delivered conveyances of the land as directed by Resolution of the Trustees.

We return herewith copies of the bond and receipt, as a part of this our report, said bond being deposited with the Treasurer.

Respectfully submitted this 30th day March, A. D. 1871.

B. C. DREW,

Atty. Genl.

J. S. ADAMS,

Com. of Im.

A true record,

Attest:

J. S. ADAMS,

Secretary.

June 24, 1871.

A meeting of the Trustees was held pursuant to

call, when were present, His Exc. Governor Reed, Atty. Genl. Drew, and Commissioner Adams.

The Swamp Land and Sugar Manufacturing Company, by John W. Price their President then appeared and presented for the consideration and acceptance of the Trustees a proposition in the words and figures following:

To the Hon. Trustees of the Internal Improvement Fund of the State of Florida:

Gentlemen: The Swamp Land and Sugar Manufacturing Company, by John W. Price, President thereof, represents that the Company is organized under the Act of the Legislature of Florida entitled "An Act to provide for the creation of corporations and prescribe their general powers and liabilities.

That their corporate object is the purchase of Overflowed Lands in the State of Florida and to effect the drainage, improvement, cultivation and sale of the same, and the manufacture of the products thereof.

And said Company petition the Trustees of the Internal Improvement Fund, that they be permitted to enter upon, and by drainage reclaim certain of the Swamp and Overflowed Lands under the control and direction of the Trustees under the following conditions:

The Company shall be permitted to enter upon survey and select and have reserved from sale for their benefits, an amount not exceeding in the aggregate one hundred thousand acres of the Swamp and Overflowed Lands, known as "Saw Grass Ponds" within the countries of Brevard, Dade, Volusia, Orange, Polk, Manatee, Hillsborro and Hernando.

Whenever said Company shall cause such lands to be surveyed by a competent engineer and by his certificate and the affidavits of two other reliable citizens, shall satisfy the Trustees that the lands so surveyed

are liable to considerable inundation and in their present situation unfit for cultivation such lands, to the extent aforesaid of 100,000 acres shall be reserved from sale to other parties provided that such surveys and selections shall commence within six months and be completed within two years from the date of this proposition and further provided that such tracts shall not have been included in any previous concession by the Trustees.

Immediately upon the completion of the selection as above, of any tract of land said Company shall begin the work of drainage and reclamation and said work shall proceed without any intermission at any one time of more than three months.

Whenever, from time to time, by the certificate of a competent engineer and other evidence satisfactory to the Trustees, said Co. shall prove to the Trustees that any tract of land shall by their operations have been thoroughly reclaimed and rendered fit for cultivation, said Company, on payment of ten cents per acre shall be entitled to, and said Trustees shall convey to them, all such lands so reclaimed not exceeding 100,000 acres as aforesaid, or, without such or any other consideration than the drainage thus performed, said Company shall be entitled to, and the Trustees shall execute to them deeds for all the odd numbered sections of such land.

The Company also propose to drain and reclaim 50,000 acres of said specified lands within five years from date, and the whole amount of 100,000 acres within eight years from date, and upon the failure of said Company to fulfill the conditions above affixed, all their rights and privileges under an acceptance of their said proposition shall cease.

Dated at Jacksonville this 24th day of June, A. D. 1871.

JNO. W. PRICE,

President Swamp Lands and Sugar Manufacturing Company.

Thereupon, it was upon motion unanimously

Resolved, That the Trustees have considered and do approve the proposition made by the Swamp Land and Sugar Manufacturing Company, and, as soon as the removal of the Vose injunction shall enable the Trustees to entertain propositions of that character they will accept the proposition made.

Upon motion the Trustees adjourned.

A true record,

Attest:

J. S. ADAMS,

Secretary.

The above record was by accident recorded before that of May 22, '71, which immediately follows:

Attest:

J. S. ADAMS,

Secretary.

Jacksonville, May 22, 1871.

The Trustees assembled at the office of Attorney General Drew in Jacksonville, upon the call of the Governor, when were present: His Exc. the Gov. and Messrs. Gamble, Conover, Drew and Adams.

Upon motion the Attorney-General and Commissioner of Immigration were by unanimous vote constituted a Committee and instructed to prepare the papers for the action of the Board under the decree of the United States Court in the Vose case.

Upon motion the same Committee were directed to confer with Messrs. Papy & Peeier and settle their account and state to them that the Trustees deem it inexpedient to employ any counsel in addition to the Attorney-General until at least the final hearing or

until by the order of Trustees it shall be deemed necessary.

Upon motion the Treasurer of the Board was instructed to make or cause to be made a full and accurate list of all the coupons in his possession, so as to insure the Fund against representation, said coupons

FORTY-EIGHT

to be cancelled or destroyed thereafter as may be deemed advisable.

Upon motion the Trustees adjourned.

A true record,

Attest

J. S. ADAMS,
Secretary.

Tallahassee, January 4th, 1872

The Trustees assembled upon call at the office of Attorney-General Drew, at the Capital on the 4th day of January, A. D. 1872, when were present: Messrs. Conover, Gamble, Drew and Adams.

Attorney-General Drew prepared certain Preambles and Resolutions as follows:

Whereas, In our opinion, all business of importance, upon which the action of the Trustees is desired should be transacted in a regular meeting thereof and

Whereas, a decree was entered in the case of Francis Vose vs. Harrison Reed et als, Trustees of the Internal Improvement Fund of Florida before His Honor, W. B. Weed, Judge of the Fifth Circuit, and for the Circuit Court for the Northern District of Florida, at Chambers, in the City of Savannah, Georgia on the ... day of December, 1871, and

Whereas, said decree was entered without the consent of the said Board of Internal Improvements thus obtained in any meeting thereof and against the provisions of the Constitution of the State of Florida, Chapter I. I. 29.

President Swamp Lands and Sugar Manufacturing Company.

Thereupon, it was upon motion unanimously

Resolved, That the Trustees have considered and do approve the proposition made by the Swamp Land and Sugar Manufacturing Company, and, as soon as the removal of the Vose injunction shall enable the Trustees to entertain propositions of that character they will accept the proposition made.

Upon motion the Trustees adjourned.

A true record,

Attest:

J. S. ADAMS,

Secretary.

The above record was by accident recorded before that of May 22, '71, which immediately follows:

Attest:

J. S. ADAMS,

Secretary.

Jacksonville, May 22, 1871.

The Trustees assembled at the office of Attorney General Drew in Jacksonville, upon the call of the Governor, when were present: His Exc. the Gov. and Messrs. Gamble, Conover, Drew and Adams.

Upon motion the Attorney-General and Commissioner of Immigration were by unanimous vote constituted a Committee and instructed to prepare the papers for the action of the Board under the decree of the United States Court in the Vose case.

Upon motion the same Committee were directed to confer with Messrs. Papy & Peeier and settle their account and state to them that the Trustees deem it inexpedient to employ any counsel in addition to the Attorney-General until at least the final hearing or

until by the order of Trustees it shall be deemed necessary.

Upon motion the Treasurer of the Board was instructed to make or cause to be made a full and accurate list of all the coupons in his possession, so as to insure the Fund against representation, said coupons

FORTY-EIGHT

pons to be cancelled or destroyed thereafter as may be deemed advisable.

Upon motion the Trustees adjourned.

A true record,

Attest

J. S. ADAMS,
Secretary.

Tallahassee, January 4th, 1872

The Trustees assembled upon call at the office of Attorney-General Drew, at the Capital on the 4th day of January, A. D. 1872, when were present: Messrs. Conover, Gamble, Drew and Adams.

Attorney-General Drew prepared certain Preambles and Resolutions as follows:

Whereas, In our opinion, all business of importance, upon which the action of the Trustees is desired should be transacted in a regular meeting thereof and

Whereas, a decree was entered in the case of Francis Vose vs. Harrison Reed et als, Trustees of the Internal Improvement Fund of Florida before His Honor, W. B. Weed, Judge of the Fifth Circuit, and for the Circuit Court for the Northern District of Florida, at Chambers, in the City of Savannah, Georgia on the ... day of December, 1871, and

Whereas, said decree was entered without the consent of the said Board of Internal Improvements thus obtained in any meeting thereof and against the provisions of the Act of the 29th of March, 1868, chapter 1, I. I. 29.

test of their Attorney and Solicitor of record, James B. C. Drew duly made by him. Therefore, it is

Resolved, That our said Attorney James B. C. Drew be and he is hereby instructed to enter a motion in the Circuit Court for the Northern District of Florida to set aside said Decree.

Resolved, That all future meetings of this Board be held, after proper notice to the members thereof, (given by the Secretary of the Board) at the office of the Attorney-General at the Capitol in the City of Tallahassee.

Resolved, That all conveyances or grants of land made by this Board, wherein more than five hundred acres are conveyed or granted shall be signed at a meeting of the Board after due notice given by the Secretary of the Board to all the members thereof.

Upon motion the above Preamble and Resolutions were adopted:

Messrs. Conover, Gamble and Drew voting aye, and Comr. Adams voting no.

Upon motion the Treasurer and Attorney-General were appointed to examine the account of the former Treasurer of the Board, compare the same with the vouchers and audit and settle the same by unanimous vote.

Upon motion the Trustees adjourned to assemble at the call of the President.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, January 8th, 1872.

The Trustees met upon the call of his Exc., the Governor at the office of the Attorney-General on the 8th day of January, 1872, when were present, His Exc.

The Governor and Messrs. Comptroller Gamble, Treasurer Conover, Attorney-General Drew and Commissioner Adams.

Upon motion the following Preamble and Resolutions were considered:

Whereas, George W. Swepson refuses or neglects to account for or return the amount of \$472,065, hitherto deposited with him as a confidential agent of the Trustees, to take up the outstanding bonds of the Pensacola and Georgia and Tallahassee Railroads and

Whereas, such accounting for and return of said \$472,065 or a sufficient guaranty for such accounting for and return is the true object in view in the institution of process against said Swepson.

Therefore it is

Resolved, That the Treasurer of this Board is hereby advised and instructed, that whenever the said Swepson shall by himself or by any other person or persons, give bond for his appearance to respond to said suit before the first of February next, in the sum of \$25,000 satisfactory to the Attorney-General and Commissioner of Lands and Immigration then the Treasurer of this Board is instructed to receive said bond and the Attorney-General is desired and directed to continue said suit to the said 1st day of February next.

Said Preambles and Resolutions were then adopted.

Ayes—Gov. Reed and Messrs. Conover and Adams.

Noes—Messrs. Gamble and Drew.

Upon motion the Trustees adjourned.

A true record,

Attest:

J. S. ADAMS,
Sec'y.

Tallahassee, January 15th, 1872.

The Trustees met upon call at the office of the Com-

missioner of Lands and Immigration when were present, His Exc. Gov. Reed and Messrs. Gamble, Conover and Adams.

Mr. Conover brought up the matter of a mistake in the entry of a certain tract of land made by him on 31st August, 1869, and bringing his deed therefor.

Upon motion, the matter was referred to the Commissioner of Lands and Immigration with plenary power to rectify the error, cancel the deed and convey the land intended to be conveyed, taking proper securities against any fraud.

Hon. D. L. Yulee then appeared before the Board and presented the situation and prospects of the South Florida Railroad with various propositions as to the rendition to it of aid from the Fund.

Mr. Yulee was requested to present the subject in the shape of a formal Memorial containing his propositions, at the next meeting of the Trustees.

Thereupon, upon motion the Trustees adjourned till to-morrow at 9 o'clock a. m.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee, Jany. 16, 1872.

The Trustees assembled upon call, at the office of the Commissioner of Lands and Immigration at 9 o'clock, a. m., when were present. His Exc. Gov. Reed, Comptroller Gamble, Treasurer Conover and Commissioner Adams.

Upon motion, the Resolution of the Trustees, adopted on the 4th January, 1872, directing all meetings of the Board to be held in the office of the Attorney-General is rescinded, and in lieu thereof it is

Resolved, That all meetings of the Trustees be

held hereafter in the office of the Commissioner of Lands and Immigration.

Which Resolution was adopted unanimously.

Treasurer Conover, then presented the following Resolutions with Preamble:

Whereas, On the twenty-fourth day of November, 1870, a Resolution was entered as adopted by this Board which authorized a certain conditional grant of the Trust lands to a corporation styled the Great Southern Railway Company, and whereas, upon a review of that action it has become apparent that it was not valid for these reasons, among others. That it was not adopted by a majority of the Board in regular meeting assembled, and that it is in conflict with the will of the people of the State as manifested in the twenty-ninth section of the Internal Improvement Act and section twelve of the Act incorporating the Great Southern Railway Company and

Whereas, application for the said grant was favorably considered under the influence of representations made by Rev. A. C. Osborne, President of the said Company that the Company was prepared to proceed at once with the construction of the Road and with the drainage of the lands, and that arrangements had been made with Willis Gaylord of New York for commencing immediately the work, if the grant applied for was made by the Trustees, and

Whereas, no work has yet been done in fulfilment of the conditions of the grant, nor any evidence of the purpose or ability of the Company to do so manifested, and

Whereas, it is represented to this Board by the South Florida Railroad Company that the outstanding of this grant operates to the injury of their negotiations for the construction of their work and jeopardizes its success by the implications it affords

of special favor and preference by the State authorities, and also that the said grants conflict with the grants made to the said South Florida Railroad Company by the Legislature of this State and

Whereas, the line occupied by the South Florida Railroad is a portion of the lines for aiding in the construction of which this Trust was specially created and is best located for the convenience of the people of the State, and whereas, also the General Assembly of the State has recognized the South Florida Railroad, as a public work of the State and has pledged the public credit in its construction and the security of the State will be impaired, and the success of their policy interfered with by the undue encouragement of rival enterprises contesting for preference in the money market at the same time. Therefore, for these and various other reasons determining the judgment of the Board. It is

Resolved, That the aforesaid Resolution of the 24th of November, 1870, be and is hereby rescinded and that notice thereof be duly given to all parties interested and to the Legislature now in session.

The Preambles and Resolutions above were then, upon motion adopted, by the following vote:

Ayes—Governor Reed, Mr. Conover, Mr. Gamble.

—3.

No—Mr. Adams.—1.

Mr. Adams then presented the following Preamble and Resolutions:

Whereas, The validity as well as propriety of the grants made by the Trustees of the Internal Improvement Fund to Hubbard L. Hart upon condition of the completion of certain canals in such grants mentioned, were directly attacked in the petition in the Vose suit, thus making any further expenditure in the construction of the work exceedingly precarious, so much so as to justify Mr. Hart in the partial sus-

pension of the work. Therefore it is

Resolved, That the time limited for the completion of the canals specified in the grants made by this Board to H. L. Hart and conditions upon the construction of said canals, as set forth in the Resolution of the Trustees adopted on the 4th day of February, A. D. 1869, be and the same is hereby extended two years. H.

Upon motion the Trustees adjourned.

A true record,

Attest:

J. S. ADAMS,
Secretary.

H. The same extension was extended for the same reason to all other similar contracts.

January 17, 1872.

The Trustees assembled at the office of the Commissioner of Lands and Immigration on the 17th January, when were present. His Exc. Governor Reed, and Messrs. Conover, Gamble, Drew and Adams.

Upon motion it was ordered that measures be taken to extend the time for filing an answer in the case of J. D. Westcott vs. Trustees et als.

The bill of Mr. Attorney-General Drew for services of himself as Atty. of Trustees was referred to Messrs. Conover and Adams as Committee to examine and report upon to the Board.

On motion Treasurer Conover was requested to look up the account of Col. E. Houstoun as special agent of the Board and present the same with a report thereon to the Board.

On motion the Trustees adjourned to 3 o'clock p. m.

A true record,

Attest:

J. S. ADAMS,
Secretary.

The Board assembled pursuant to adjt. at 3 o'clock p. m., when Messrs. Conover and Drew reported that they had examined and adjusted the acct. of the Treasurer, in which he charges himself with balance on hand as follows: Cash \$65.83, R. R. coupons \$27,910, and bonds \$29,500.

On motion the report was accepted and Com't. discharged.

A true record,

Attest:

J. S. ADAMS,
Secretary.

Tallahassee January 27, 1872.

The Trustees at the office of the Commissioner of Lands & Immigration when were present Messrs. Conover, Drew & Adams.

Messrs. Conover & Adams, to whom the acct. of Mr. Drew had been referred, for examination and report, then made their report which was received and referred for final action to a future and full meeting of the Board.

George F. Drew, then appeared & presented a proposition to the Board in the words and figures following:

To the Hon. Trustees of the Internal Improvement Fund
of the State of Florida.

Gentlemen

There are certain lands on the Withlacoochee River which are desirable for the facilities furnished by their location for our business of lumbering.

The lands, referred to have heretofore been covered by a deed from the Trustees to the "Florida Improvement Company" which by a decree from the U. S. Circuit Court, I have understood is ordered to be cancelled.

As I can not purchase outright until the cancellation of the former conveyance is perfected I desire now to make application to purchase them as soon as the Trustees can convey them and make this formal application therefor in order to secure precedence in purchase.

The lands referred to the said Florida Improvement Company agreed to leave out of their selections and are described as follows:

In Township 1 North Range 11 East

All of Sections 4, 8 & 11 & $N\frac{1}{2}$, $E\frac{1}{2}$ of $SE\frac{1}{4}$ & $SW\frac{1}{4}$ in Section 6.

In Township 2 North of Range 11 East.

All of Sections 28 & 32—Lots 2, 3, 4, 5, of Sec. 18 & $SE\frac{1}{4}$ of $SE\frac{1}{4}$ $W\frac{1}{2}$ of $E\frac{1}{2}$ & $W\frac{1}{2}$ of Section 20.

And Lot No. 7 of Section 12 in Township 1 South of Range 11 East.

GEORGE F. DREW.

Upon motion it was therefore

Resolved, That the above proposition of Mr. Drew is hereby accepted as follows:

The Commissioner of Lands & Immigration is hereby authorized and directed to reserve the lands above mentioned from sale to other parties and to hold the same for two years subject to the purchase of the same by Mr. Drew from time to time as he may tender the appraised value thereof as marked upon the Township Plats and Records in the State Land Office.

The above resolution was adopted by a unanimous vote.

Upon motion the Trustees meeting adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee, Feb. 20, '72.

Executive Chamber.

The Trustees assembled in the Executive Chamber

at ten o'clock A. M. when were present His Exc Acting Governor Day and Messrs. Conover and Adams.

Upon motion it was ordered that a list of the Bonds received as purchase of the P. and G. and Tallahassee R. R. and cancelled under order of the Trustees of the 9th June 1869, and of the coupons attached, as soon as may be, and presented to the Board that the Bonds & coupons in the presence of the Board may be destroyed.

Upon motion the Treasurer be instructed if he can find any property of Mr. Swepson upon which to levy, to institute a suit against him for the balance due from him & unaccounted for as confidential agent of the Board.

A True Record
Attest

Adj. to 3 P. M.

J. S. ADAMS, Secretary.

3 o'clock P. M.

The Board assembled again and upon the report of the Special Compt'ee that they had disallowed \$1250 of the Atty. General's account, and settled it in full at \$2,000, the report was accepted and the conditional adjustment adopted as reported.

Board then adjourned.

A True Record
Attest

J. S. ADAMS, Sec'y.

Tallahassee Feb. 26th, 1872.

The Trustees assembled in the office of Comptroller Gamble on the 26th February at 3 o'clock P. M. when were present Acting Gov. Day & Messrs. Gamble and Adams.

On motion the Trustees proceeded to compare the Bonds of the Tall'ee. and P & G R Roads. which were received as part of the purchase price of the above R Roads from F Dibble & associates who bid off the same on the 20th March 1869—with the lists of the same which had been prepared and found the lists of the Bonds & coupons to be correct.

And thereupon said Bonds and coupons were destroyed by burning in presence of the Trustees and Messrs. McIntosh and Major Gamble.

The Bonds thus destroyed were of the aggregate amount of \$153,100 of the Talla R R Bonds and \$807,600, of the P. & G. R. R. Bonds. The Secretary was instructed to prepare and record from the lists taken a full record of the Bonds & coupons.

The Secretary reported that he had caused a suit to be instituted against Geo. W. Swepson for the balance of money in his hands belonging to the Fund, and had garnisheed M. D. Papy as Trustee of said Swepson.

M. D. Papy then appeared before the Trustees and stated that he had no funds whatever in his hands belonging to Mr. Swepson.

Then on motion the Secretary was directed to discharge the garnishee process as against Mr. Papy.

On motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee March 6th, 1872.

The Trustees assembled upon call when were present Acting Gov. Day & Messrs. Gamble, Conover, Bisbee and Adams.

Upon motion Comr. Adams was directed to suspend all conveyances of land to Messrs. Swann & Wil-

rams, under the contract made with them for the selection of Sw. & O. Lands until some progress be made in the approval of selections already made.

Upon motion it was ordered that all corrections of conveyances required by purchasers of land, on account of unintentional errors, be made by the Commissioner of Lands & Immigration upon consultation with the Atty. General.

Upon motion it was

Resolved, That the Trustees of the Internal Improvement Fund of the State of Florida do not recognize the consent Decree signed by W. B. Woods Judge of U. S. Circuit Court by Jackson Lawton & Bassinger Solicitor for complainant: J. S. Adams for Trustees, Florida Improvement Co. by John C. Foster of counsel J. P. C. Emmons counsel for E. A. Studwell on the 16th day of December A. D. 1871 in the case of Francis Vose against the Trustees of the Internal Improvement Fund of Florida et. al. pending in court in the Northern District of Florida and the agreement therein set forth & recited between the said Board of Trustees and the Jacksonville Pensacola Mobile R. R. Company respecting the conveyance of lands to said Company to be any longer of force or binding upon said Trustees, and that the Trustees proceed to execute & perform their trust and the duties thereof the same as if such decree and agreement had never been made.

Upon this Resolution the vote was as follows:

Yeas—Bisbee, Day and Gamble.

Nays—Adams & Conover.

So the Resolution was adopted.

Upon motion the following Resolution was adopted:

Resolved, That H. Bisbee jr., be and he is hereby authorized and required as the Attorney at law of the Trustees of the Internal Improvement Fund of the State of Florida to demand & receive, and to insti-

tute such suits as he may deem necessary and proper to collect, from any & all parties liable the sum of Four Hundred Seventy-Two Thousand and Sixty-Five dollars, the same being the balance due said Fund on account of the purchase money arising from the sale of the Pensacola & Georgia Rail Road and the Tallahassee Rail Road on the 20th day of March 1869, and the legal interest due thereon, and to report his action to said Trustees and the results thereof on the first Monday of any month until he receive further instructions.

And the said H. Bisbee, jr., as such Attorney is hereby authorized & required to take and have exclusive of any Attorney heretofore employed full control and management of all suits now pending in which the Trustees aforesaid are parties or officially interested.

Upon motion it was

Resolved, That Atty. General Bisbee be requested to confer with Mr. Vose in regard to the suit with him now pending & arrange and report some practicable plan of settlement of the whole suit if practicable. Atty. General Bisbee then introduced a resolution to place in market the lands hitherto contracted to the Florida Improvement Company and the Great Southern Railway Co. at the established price.

The consideration of the resolution was postponed to the next meeting of the Board.

The bill of R. R. Gamble, for making list of bonds and coupons & cancelling the same in the Records of the Bonds was ordered paid at \$50.00.

Upon motion the Trustees adjourned to 7th March at 3 P. M.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee March 7th, 1872.

The Trustees assembled pursuant to their adjournment when were present Acting Gov. Day & Messrs. Gamble, Bisbee, Conover & Adams.

Upon motion it was

Resolved, That regular meetings of the Trustees be held on the first Tuesdays of every month at 10 o'clock A. M. and that the President may at any time call a meeting upon request of two members.

The resolution was adopted unanimously.

Mr. Adams proposed the following resolution:

Resolved, That the Trustees accept without objection and hereby express their assent to the "Act to secure homesteads to actual settlers upon the swamp & overflowed lands of the State of Florida" enacted at the last session of the Legislature, and will proceed as soon as may be to put the same in operation.

And the Comr. of Lands & Immigration is hereby requested to prepare and report at the April meeting of the Trustees a system of Rules and Regulations for the selection of homesteads under said law.

Upon motion the consideration of said resolution was postponed to a future meeting of the Board.

Upon motion it was

Resolved, That the Treasurer be required to render an account of his receipts and expenditures at each monthly meeting.

Carried unanimously.

The resolution heretofore presented by Mr. Bisbee, was then presented as follows:

Resolved, That the lands heretofore conveyed to the Florida Improvement Company, and to E. A. Studwell, and by them re-conveyed to the Trustees, under order of Court be, and the same hereby are placed in market at the established price, said company and said Studwell to have preference as purchasers.

The resolution was adopted. Ayes—Day, Gamble, Conover & Bisbee.

Nay—Adams.

On motion the Board adjourned, to 8½ P. M.

A True Record

Attest

J. S. ADAMS, Secretary.

8½ P. M.—Trustees assembled pursuant to adjournment when all Trustees were present.

The proposition of the Jacksonville and St. Augustine R. Road Company asking under certain conditions for a grant in aid of the Road was then received and considered, and having been amended was approved and it was

Resolved, That the proposition this day made by the Jacksonville and St. Augustine Rail Road for a conditional grant of lands is hereby accepted, and the Trustees will execute a contract embodying the terms and conditions of the proposition, which the Atty. General is requested to prepare and present.

On motion adjourned to March 8th at 10½ A. M.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee March 8th, 1872.

The Trustees assembled pursuant to their adjournment when were present Acting Governor Day, Gamble, Conover, Bisbee & Adams.

Atty. General Bisbee then offered a resolution embodying the terms of settlement of the Vose case as follows: The sinking Fund now under control of the Trustees, and his pro rata share of the sinking fund of

the Florida R. R. as the same accrues, to be paid to Mr. Vose he paying compound interest thereon till his bonds mature, in full satisfaction of the principal of his claim, and the Board to issue floats to the amount of 432,000 acres of Sw. & O. Lands for the \$216,000 of past due coupons owned by Mr. Vose.

The resolution was fully considered and on taking the vote was lost. Messrs. Bisbee & Adams voting aye and Messrs. Day, Gamble and Conover voting no.

On motion then adjourned to 3½ P. M.

A True Record

Attest

J. S. ADAMS, Secretary.

3½ P. M.

The Board re-assembled pursuant to their adjournment, when all the members were present.

The Resolutions offered by Mr. Bisbee in the morning session were then again considered and after long discussion and amendment were presented as follows:

Resolved, That the Trustees invest the following described sinking fund to-wit \$26,000 in currency in the hands of a Receiver in New York, \$1,000 State Scrip and \$3,000 six per cent State Bonds \$21,000, in Dickerson Bond \$8,500 in Tallahassee R R Bonds the par value thereof being allowed and taken at \$50,000, in the Bonds of the Florida R. R. Company in the hands of F. Vose in the following manner, that is to say, said Vose shall pay and allow to said Trustees seven per cent interest on the said \$50,000 compounded semiannually and shall receive from Trustees semiannually \$975 due from Florida R Road Co. semiannually on account of sinking fund for said Bonds, & when said \$50,000, and the semiannual payment to him of \$975 compounded semiannually at seven per cent

shall equal the principle of his 195 Bonds the same being \$195,000, all right title and interest of said Francis Vose in said 195 bonds, and his right to receive the \$975 semiannually shall cease; and when the said Bonds shall mature, the same shall be cancelled. and the Trustees, in payment of all the coupons of the Bonds of said Vose, both those past due and those to accrue will issue and deliver to Mr. Vose floats, as he shall desire for 600,000 acres of swamp & overflowed lands.

And, if at any time the Trustees, (although not now proposing to change the established price of lands) should reduce the established price of lands to less than 50 per cents per acre then, enough land shall be added to the 600,000 acres above granted, to indemnify Mr. Vose for such contingent reduction in value of the lands so granted & those remaining in his hands and unsold; such grant to be received by Mr. Vose in full settlement of his claim against the Trustees and his suit to be discontinued.

Upon motion said resolutions were adopted Messrs. Day, Conover, Bisbee & Adams voting aye and Mr. Gamble voting nay.

If Mr. Vose accept the proposition, Mr. Bisbee was requested to prepare a contract to be executed by the members of the Board individually.

Atty. Genl. Bisbee then presented a contract prepared, embodying the resolutions heretofore adopted by the Trustes in reference to a grant of lands to the Jacksonville & St. Augustine R. Road, which was thereupon accepted and aproved, and was executed by the Trustees of the one part & by F. A. Dockrey of the other part as President of the J. & St. A. R. R. Co. and is herein rrecorded and is in the words and figures following to-wit:

Articles of agreement made & executed this 8th day of March A. D. 1872 by & between the Board of
I. I. 30.

Trustees of the Internal Improvement Fund of the State of Florida of the first part and the Jacksonville & St. Augustine Rail Road Company a corporation created by and existing under the laws of the State of Florida of the second part:

Witnesseth

That, Whereas on the 7th day of March A. D. 1872 at a meeting of the said Board of Trustees of the Internal Improvement Fund of the State of Florida held at Tallahassee Florida the following resolutions were adopted, to-wit:

Whereas application has been made to this Board by the Jacksonville & St. Augustine Rail Road Co. for a grant of lands to aid the construction of said Rail Road and its branches and

Whereas, it has been made to appear satisfactorily to this Board that the building of said line of R. Road will result in reclaiming a large quantity of the public lands held in trust by this Board so that said lands will thereby be rendered fit for cultivation, open to easy and direct communication and made highly desirable for settlement, and

Whereas, the Act of Congress granting to the State of Florida the lands now held in trust by this Board contemplates their appropriation in such manner as shall secure their reclamation for agricultural purposes, render them fit for cultivation and inviting to immigration and settlement &

Whereas, The grant of lands made to said Co. by act of the Legislature of Florida, approved February 18th A. D. 1870 in accordance with the provisions of Section 29 of the Internal Improvement Act approved January 6th 1855 was rendered nugatory and void by reason of the existing lien upon said lands in favor of unpaid creditors of the Internal Improvement Fund and

Whereas, To successfully accomplish the enter-

prise projected and authorized by the charter of the said R. Road Company is an undertraking worthy of the liberal support and encouragement of the Internal Improvement Fund so far as said enterprise is calculated to aid in accomplishing the purposes of the trust held by this Board, to-wit: the drainage of the swamp & overflowed lands and to provide means for the actual settlement and cultivation of all the lands held in trust for internal improvement &

Whereas it is of the greatest importance to the Fund that the lands held in trust, be so disposed of as will inure most beneficially and speedily to the Internal Improvement Fund, it is therefore

Resolved, That there be and hereby is granted to the Jacksonville & St. Augustine R. Road Company to aid the construction of its line of Rail Road out of the lands not heretofore sold or disposed of all the odd numbered sections of swamp & overflowed lands for six miles on each side of its line of Road and its branches & of the termini of said Road and the termini of its branches.

And if there be not sufficient lands unsold or not disposed of within said limits to amount to full sections of 640 acres each then said Company may select the quantity necessary to make a total of 640 acres for each and every odd numbered section within six miles on each side of its line of Road and its branches, and of the termini of said Road and its branches, from any lands held in trust by this Board and not heretofore sold or disposed of lying nearest adjacent to the lands hereby sold or disposed of to said Company.

Provided that the titles to said lands shall vest in said Company only as the building of said Road progresses, to-wit: On the completion of the first five miles of said Road the titles to one eighth of the total quantity of lands hereby granted shall vest in fee sim-

ple in said Company, and so on for each and every five miles as the Road is completed.

Provided further, That the selection made by said Company of lands sufficient to make up the full odd numbered sections as heretofore provided, shall be made within six months after the adoption of this contract, and notice of said selections shall be filed in the office of the Commissioner of Lands & Immigration, and said selections shall then be withdrawn from sale or entry and reserved to said Company &

Provided further that said Company shall take such measures as may be necessary to relieve from overflow & render fit for settlement and cultivation both the odd numbered sections, hereby granted and the even numbered sections of said lands, within six miles of the line of said Rail Road on each side thereof and of its branches, and of the termini of said Road and its branches, and upon the presentation to this Board of the certificate of the State Engineer that the foregoing requirements have been fully complied with then the titles as aforesaid shall be transferred to & be vested in said Company. It is further

Resolved, That the even numbered sections of the swamp & overflowed lands for six miles in width on each side of said R. Road & of its branches, and of the termini of said Road & of its branches, and all the odd & even numbered sections of said lands not heretofore sold or disposed of in Townships 7 S. R. 27, 28, 29 East & Townships 8 S. R. 27, 28, & 29 East Townships 9 S. R. 27, 28, & 29 East Townships 10 S. R. 27, 28 & 29 & 30 East and in Township 5 S. R. 27 East & in Township 2 S. R. 28 & 29 East be and are hereby sold to said R. Road Co. for \$96 per section of 640 acres and the titles to said lands shall be transferred to & shall vest in said Company in fee simple in the same manner and subject to the same requirements & conditions as is herein provided for the grant of the odd numbered

sections & of the selections which may be made by said Company & it is further

Resolved, That the said Company shall pay to the Treasurer of this Board, at the time of the delivery of the title deeds herein provided the sum of \$96 for section of 640 acres each for each and every section of land herein granted, except the odd numbered sections within six miles upon each side of its line of Road and its branches and of the termini of said Road & of its branches, and it is expressly understood as a condition of this contract, that the said J. & St. Aug. R. Road Co. assumes no indebtedness for which said lands are pledged & mortgaged in law to the unpaid creditors of the Internal Improvement Fund, but that, upon the payment of the aforesaid sum of \$96 per section as aforesaid any and all lines under which said lands now exist are fully and completely discharged and removed, It is further

Resolved, That the Commissioner of Lands and Immigration do reserve from public sale or entry all the lands herein granted or sold to the J. & St. A. R. Road Company including the lands which may be selected by said Company as herein provided, whenever the said Company shall file in the office of said Commissioner a map indicating the route of said Road & its branches; or shall file an accurate description of said route indicating Townships, Ranges, Sections, & fractional parts of sections through which the line of said Road shall be built. Said Road shall be commenced on or before December first 1872 and completed within one year thereafter.

Now therefore, the said Board of Trustees of the Internal Improvement Fund of the State of Florida, to-wit: Samuel T. Day, Acting Governor, Robert H. Gamble, Comptroller, Simon B. Conover, State Treasurer, Horatio Bisbee, Jr., Atty. General & J. S. Adams, Commissioner of Lands & Immigration party of the

first part in consideration of the aforesaid promises, agreements & undertakings of the said J. & St. A. R. Road Company of the second part do hereby covenant, and agree for themselves, and for their successors in office to faithfully execute all the provisions contained in the foregoing resolutions; and the said J. & St. Augustine R. Road Company of the second part does also covenant & agree for itself and for its successors and assigns in consideration of the provisions contained in said resolutions whereby said party of the second part received the titles to all the said lands to faithfully perform & execute all the requirements named in the foregoing resolutions.

In testimony whereof, the said Trustees of the Internal Improvement Fund of the State of Florida, of the first part, and the said Jacksonville & St. Augustine R. Road Company by its President duly authorized to execute this instrument, of the second part have hereunto subscribed their names, and affixed their seals, at the Capital, in the City of Tallahassee the day and year first above written,

SAMUEL T. DAY, Acting Governor. [Seal.]

H. BISBEE, JR., Attorney General. [Seal.]

S. B. CONOVER, State Treasurer. [Seal.]

R. H. GAMBLE, Comptroller. [Seal.]

J. S. ADAMS, Comr. of L. & Imm. [Seal.]

The Jacksonville & St. Augustine
[Corporate R. Road Company by F. A. Dockrey,
Seal.] President.

After executing the above contract upon motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee April 2nd 1872.

The Board assembled pursuant to their adjourn-

ment in the office of the Comr. of Lands & Immigration at 10 A. M. on the 2nd of April, when were present, Gov. Day & Messrs. Gamble, Bisbee, Conover, & Adams.

Mr. Conover presented a communication from Col. E. Houston in reference to his former special agency for the Board.

Upon motion the communication was referred to Messrs. Conover, Bisbee & Adams, to consider & report with full information a detailed account of Col. Houston's doings as special agent of the Board and in proper shape for final adjustment and settlement.

Col. H. L. Hart, through Sec. Adams presented a report of what had been done under the contract effected with him on the 6th of February 1869 for the improvement of the Oclawaha River and connected Lake Region and a resolution which he requested the Board to adopt.

After considering and discussing the report was received, approved, and with accompanying documents was ordered on file and the resolution was by unanimous vote adopted as follows:

Resolved, That the resolutions embodying a contract with H. L. Hart for the improvement of the Oclawaha River and connected Lakes, adopted by this Board on the 4th February A. D. 1869, be, and the same are hereby so modified in the matter of compensation in land therein provided, that such compensation shall, under the original limitations & conditions, be made as the work progresses, in the following order, viz: $\frac{1}{3}$ when the dredging, canal is finished between Lakes Dora and Eustis, $\frac{4}{8}$ when the dredging, removing of obstructions and canals between Silver Spring Run, and Lake Griffin, and the canal between Lakes Griffin and Harris are accepted, and $\frac{3}{8}$ when the canal between Lakes Dora and Apopka is finished and all approved as is provided in said resolutions, on approval of the work.

Peter Knowles, as Attorney of the Pensacola and Louisville R. Road then presented to the Board, a formal acceptance by the said R. Road of the grant of lands conditionally conveyed to said Road in and by certain resolutions adopted by the Trustees of the Internal Improvement Fund at a meeting of said Trustees held on the 6th day of February A. D. 1869.

And said Knowles as such attorney also presented to said Trustees a contract duly and fully in accordance with the direction of said resolutions, not to impose any obstructions to the completion of the Rail Road running westwardly from the Chattahoochee River or any discrimination against said Road in the carrying of freight or passengers; together with a formal and sworn certificate of the completion of said Pensacola & Louisville R. Road to the northern boundary line of the State.

Upon motion the acceptance, the contract and the certificate were received, accepted as satisfactory and ordered filed.

A proposition was presented by Messrs. White, Davidson & Malone for a conditional grant of lands, for clearing out obstructions in the Chipola River; also a proposition of the same nature from the St. Mary's Canal Company to assist in the construction of a canal in Nassau County.

Upon motion, it was considered that while the Board thinks favorably of both these propositions, they do not feel prepared to take definite action upon them until relieved from the pending injunction in the suit of Vose vs. the Trustees, and that the consideration and final action on said propositions be deferred to the May meeting of said Board.

A request from the Wekiva Steamboat Co. for the extension of the time within which the improvements contracted for by said Company were to be completed,

was then received, and upon motion, said time was extended one year.

J. S. Adams Treasurer then presented his account of the funds on hand and the monies received and expended in the four months since the settlement of his account on Nov. 30 1871, viz: December 1871 & January, February & March 1872 and charging himself with funds on hand March 31st 1872, as follows:
Bonds & coupons \$57,410 & in cash \$433.93.

Said account being accepted & approved Mr. Adams tendered his resignation as Treasurer of the Board.

Thereupon, Hon S. T. Day, Acting Governor, was chosen to become Treasurer of the Board on filing a bond as Treasurer in the sum of \$20,000 approved by the Board.

On motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee April 3 1872.

The Board assembled, at the call of the Governor, when were present Gov. Day & Messrs. Gamble, Bisbee, Conover & Adams.

C. W. Godard, President of Florida Improvement Company then made a showing of what had been done by the Company in the fulfilment of the contract made with them and asking a deed of certain lands, but on motion the matter was postponed.

Various propositions were then received in relation to some disposition, by lease or otherwise, of the J. P. & M. R. Road, now in charge of a receiver at the petition of the Trustees; one from the J. P. & M. Road thro M. S. Littlefield, one from C. L. Chase & associates & one from Aaron Barnett.

After receiving and considering these propositions, the Trustees adjourned till 2½ P. M.

At 2½ P. M. the time assigned the Trustees assembled, all being present.

Hon. David L. Yulee then presented communication to the Trustees, and thereupon it was,

Resolved, That the lands heretofore enuring to the benefit of the Florida Rail Road, under the operation of the Internal Improvement Act, approved January 6th 1855, under the conditions therein contained, be, by the Commissioner of Lands & Immigration designated as applied for and reserved from market, to the use of said Road, upon compliance with the conditions of the law.

After consideration, it was then

Resolved, That the Trustees of the Internal Improvement Fund do hereby accept the proposition of C. L. Chase & associates for a lease of the J. P. & M. R. R. provided it extend to five years and that the Attorney General be requested to draw up the necessary proposition or contract to be executed between this Board and the said R. Road Company and submit the same to the Board for their consideration at its next meeting.

Upon motion the Treasurer was authorized to provide means to pay counsel employed by the Trustees, in case such means were not otherwise provided.

A proposition was then received from Dr. A. P. Holt for a grant of lands to the Lake City & Key West R. Road which was read and the consideration thereof was postponed.

Francis Vose, by himself and counsel then appeared before the Trustees, and proposed to receive the Sinking Fund in the hands of the Trustees paying interest thereon & apply the same to the payment of Fla.

R. R. Bonds held by him . The proposition was not received.

Treasurer Conover then moved that the resolution offered by J. S. Adams at the meeting of the Trustees of March 7th providing for the acceptance and putting into immediate operation the Homestead Act of the last session, be taken from the table and acted upon, but upon motion of the Attorney General, the matter was postponed.

The bond of Acting Governor Day, as Treasurer of the Trustees, was then presented & approved, and passed over to the charge of the State Treasurer.

Samuel A. Swann then appeared before the Board, and presented facts in regard to the difficulties & expense attending the selection of lands under their contract but on motion it was ordered that the deeds on acct. of Swann & Williams to Jones be executed & the contract be now terminated, only two thirds of the compensation now due them to be paid in land until their selections are approved, Mr. Adams voting in the negative.

Upon motion the Trustees then adjourned to meet again at noon on the 4th of April.

A True Record

Attest

J. S. ADAMS,

Secretary.

Tallahassee April 4th 1872.

Pursuant to their adjournment the Trustees assembled at noon on the 4th April 1872 when were present.

Gov. Day & Messrs. Conover, Gamble, Bisbee & Adams.

A petition served upon the Trustees by delivery of D. P. Holland, Prest. of the Pease Creek Im. Co.

asking leave to appear in the Vose suit, as a party thereto, was then presented, and upon motion, the Secretary was ordered to accept service thereon, and indicate the assent of the Trustees as requested in said petition.

A petition was then filed from the Southern Inland Navigation & Improvement Company asking an exchange of lands.

The consideration of the petition was postponed.

On motion Trustees adjourned to 4 Oc P. M.

4 O'clock P. M.

The Trustees re-assembled at 4 o'clock P. M. according to adjournment when were present Acting Governor Day & Messrs. Conover, Bisbee, Gamble and Adams.

Messrs. Conover & Adams the special Com'te. to whom was referred the account of Colonel E. Houston former Special Agent of the Board for examination and adjustment then made the following report:

Your Com'tee. report that we have considered the accounts of Col. Houston as special agent of the Board and find his accounts correct.

And we find in Col. Houston's hands, to take up
 36 Bonds of F. A. & G. C. R. R.....\$7,200
 And of S. Fund of same Road..... 630

Making a total of.....\$7,830

In his hands which with \$98,000 in Bonds he is ready to make subject to the order of the Board upon settlement of his account, the Bonds having the coupons attached as when purchased by him.

And we recommend the settlement of the account as stated & that the coupons and bonds be received and destroyed in presence of the Board, and the settled

account be recorded and then delivered to Col. Houston.

S. B. CONOVER,

J. S. ADAMS.

Upon motion the report of the committee was accepted and adopted.

Upon motion the Trustees then adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee May 7 1872.

The Board of Trustees assembled at the office of Atty. General on the 7th day of May 1872 when were present Gov. Reed & Messrs. Conover, Gamble, Emmons & Adams.

Upon motion the following resolution was adopted by unanimous vote:

Resolved, That Hon. J. P. C. Emmons the Attorney General be and he hereby is constituted the Attorney of the Trustees of the Internal Improvement Fund, until further order of the Trustees.

Also by like unanimous vote the following resolutions:

Resolved, That the Attorney General as Attorney of the Trustees is hereby requested and directed to take sole charge of all litigation in which the Trustees are officially interested, exclusive of all other Attornies except such as he may deem best to retain.

Resolved, That as Hon. Samuel T. Day has ceased to be the Acting Governor and so, has ceased to be a Trustee, therefore his functions as Treasurer are terminated and he is requested to present his account as Treasurer and hand over to his successor all monies and funds in his hands.

Resolved, That Simon B. Conover is hereby ap-

pointed to be the Treasurer of the Internal Improvement Fund and is required to give bond as such Treasurer in the sum of twenty thousand dollars.

M. D. Papy, Esquire, then appeared in behalf of the Florida Atlantic & Gulf Central Rail Road Company & presented a preamble as follows: & accompanying resolution.

Whereas, the Trustees of the Internal Improvement Fund are satisfied that the order appointing a receiver, at the suit of said Trustees against George W. Swepson, the Jacksonville, P. & Mobile Rail Road Company & others (founded upon a claim for the balance of the purchase money for the Pensacola & Georgia Rail Road sold by said Trustees) to take charge of the Florida Central Rail Road was wrong, and Whereas said Florida Central R. Road is the property of the Florida Central Rail Road Company, many of whose stockholders have no connection with or interest in the J. P. & M. R. Road Company or the late Pensacola & Georgia Rail Road or the purchasers of this latter road and in no way responsible for any of said purchase money.

And Whereas the Trustees have no desire to inflict an injury on said Florida Central Railroad Company or the stockholders thereof.

It is therefore

Resolved, That the Florida Central Road be released and discharged from the order appointing said receiver, and surrendered with its property to the said Florida Central Rail Road Company and that the Attorney General and any and all Attornies representing these Trustees are instructed to direct said receiver to release said Florida Central Rail Road & its property, and surrender the same to said Florida Central Rail Road Co.; and if necessary to that end, to obtain the requisite order discharging said Rail Road and

its property from the order appointing said receiver to the extent that it authorized the possession of said Rail Road and its property to be taken by said receiver.

This resolution is not understood to embrace a dissolution of the Injunction in regard to the stock, claimed to be embraced therein.

Upon motion the consideration of the said resolution was deferred to three o'clock.

Three o'clock P. M.

All members being present, the resolution was by unanimous vote adopted upon motion. The secretary was directed to furnish Mr. Bisbee with a copy of the last resolution.

The secretary was also directed to notify Mr. Day the recent Treasurer of the appt. of Hon. S. B. Conover as Treasurer of the Fund in place of Sam. T. Day and the request for the settlement of his account and the return to the fund of the funds in his hands.

Upon motion the Trustees adjourned.

A correct record,

Attest

J. S. ADAMS, Secretary.

Tallahassee May 16, 1872.

The Trustees assembled at the Atty. Gen.'s office upon call of the Governor, when were present, Gov. Reed, Atty. Genl. Emmons, Comptroller Gamble, Treasurer Conover & Comr. Adams.

Upon motion it was by unanimous vote

Resolved, That the Trustees hereby assent without objection that the receiver of the J. P. & M. R. Road under order of the Court, shall satisfy the claim of Mr. Emmons as former Atty. of the J. P. & M. R. R.

his account to be certified by Mr. Flagg, Treasurer of the R. Road.

Colonel E. Houston's account in addition to that recently presented and audited was then presented by which he reported the recent purchase of ten more Bonds of the F. A. & G. C. R. R. at twenty two cents and of one Bond for 20 cents on the dollar. Leaving the acct as follows:

Amt in hand as per former report.....	\$7,830
Ten Bonds taken up at 22ct.....	\$2,200
1 Bond taken up at 20ct.....	200
	<hr/>
	\$2,400
	<hr/>
	\$2,400

Balance in hand.....\$5,430

Said Report was unanimously approved & Col. Houston requested to retain the balance in his hands till further order of the Trustees.

After conference it was unanimously

Resolved, That no further action be taken by the Board in R. R. matters at the present meeting but that large discretion be left in such matters to the Atty. General.

Upon motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secy.

Tallahassee June 19, 1872.

The Trustees upon the call of Governor Reed assembled in the office of Comr. of Lands & Imm. when were present, Governor Reed, Treasurer Conover, Comptroller Gamble & Comr. Adams.

Upon representation of Gov. Reed, that Atty. Genl. Emmons was sick & unable to attend a meeting of the

Trustees at Tallahassee, the Trustees, upon motion agreed to adjourn to meet at the room of Mr. Emmons in Jacksonville at 10½ o'clock A. M. on Thursday the 20th day of June inst.

Upon motion adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Jacksonville June 20th, 1872.

The Trustees assembled pursuant to their adjournment at the room of J. P. C. Emmons the Atty. General on the 20th day of June 1872, when were present Governor Reed, Atty. Genl. Emmons, Treas. Conover & Comr. Adams.

The former Treasurer Adams then presented his account for the funds reported in his hands on retiring from the Treasurership on the 2nd April, as per his account approved that Day.

In this account he charges himself with funds on hand April 2nd, 1872, as follows:

Dr—To Bonds & coupons.....	\$57,410 00
Cash on hand.....	433 93
	<hr/>
	\$57,843 93

And claimed credit as follows:

By Bond & coupons turned over to S. T. Day as per his rect of April 3 '72.....	\$57,410 00
By necessary expenditures approved.....	430 90
By Bal. on hand.....	3 03
	<hr/>
	\$57,843 93

And said account was examined & compared with the vouchers & approved—

The Secretary then read a communication from Comptroller Gamble, setting forth that he did not consider himself bound to attend a meeting of the Trustees except when held in Tallahassee & disclaiming

I. I. 31.

any responsibility for any action that might be had & desiring his disclaimer to be made a matter of record.

Upon motion, after reading the recent order of His Hon. Judge Fraser, of the U. S. Circuit Court appointing a Receiver and consulting the law, it was by unanimous vote—

Resolved That

Whereas, By an order of the U. S. Circuit Court A. Doggett Esqr. has been, in the suit in said Court of F. Vose against the Trustees, been appointed Receiver of all the assets belonging to the Internal Improvement Fund of the State of Florida—and Whereas, By the Internal Impt. Act the proceeds of the sale of lands "*after paying the necessary expensess of selection management and sales*" are vested in the Trustees to constitute said Fund.

Therefore it is Resolved, That the Com. of Land & Immigration is hereby instructed to make no sales of land except for cash, unless specially directed by order of the Trustees or in payment of the necessary expenses of selection, management and sale of said lands—

And said commissioner is directed to furnish at the end of each month an accurate statement of all monies received, and the amount remaining after defraying the expenses of selection, management & sale, as directed in the law, and pay over such balance to the Treasurer, taking his receipt therefor; and the said Treasurer after deducting & retaining enough to defray the expenses of his office shall at the beginning of each month pay the balance over to Receiver Doggett, taking his receipt therefor.

Upon motion the Trustees adjourned to meet at same place at 2½ P. M. of Friday June 21st 1872.

A True Record

Attest

J. S. ADAMS, Secretary.

Jacksonville June 21st 1872.

The Trustees assembled pursuant to their adjournment, when were present Gov. Reed. & Messrs. Conover, Emmons & Adams.

Upon motion it was unanimously

Resolved, That the resolution adopted by the Trustees on the 7th March 1872 by which the lands heretofore conveyed by the Trustees to the Florida Improvement Company & to E. A. Studwell, and by them re-conveyed to the Trustees, under order of Judge Fraser, were ordered to be restored to market, is hereby rescinded & the Comr. of Lands & Immigration is ordered to stop further sales thereof.

Upon motion the Trustees adjourned to meet again on Saturday June 22nd at 10 o'clock A. M.

A True Record

Attest

J. S. ADAMS, Secretary.

Jacksonville, June 22d, 1872.

The Trustees assembled pursuant to their adjournment when were present Gov. Reed & Messrs. Emmons, Conover & Adams.

Upon motion it was unanimously

Resolved, That after hearing & considering the Supplemental Complaint prepared by Atty. General Emmons, in order to be filed in the case of State & Trustees of the Internal Improvement Fund, against the J. P. & M. R. Road et als.; the said supplemental Complaint is approved, and the Attorney General is hereby requested to file the same & proceed with said cause as rapidly as possible when he shall have obtained the signature of the Trustees, or a majority of them.

It was then moved—That the former resolution of

the Trustees, making a grant of lands to the Jacksonville & St. Augustine R. Road Company, be rescinded.

The said motion failed of adoption by the following vote: Messrs. Reed & Emmons voted aye & Messrs. Conover & Adams voted no.

So the motion was lost.

Upon motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee November 30th 1872.

Rail-road is hereby extended to three years from the first day of December A. D. 1872.

Resolved That the above resolutions are adopted and are to be considered as binding upon the Trustees only so far and to such extent as does not conflict with any existing order or decree of the United States Court.

The above resolutions were then adopted by unanimous vote.

Upon motion, the Trustees then adjourned sine die..

A True Record

Attest

J. S. ADAMS,
Secretary.

The Board assembled at the office of the Commissioner of Lands & Immigration on the 30th day of November A. D. 1872 when were present Messrs. Gamble, Conover & Adams.

Comptroller Gamble was made President pro tem.

Upon motion the following resolutions were presented.

Resolved, That the articles of agreement made and executed by and between the Trustees of the Internal Improvement Fund of the State of Florida of the first part, and the Jacksonville and St. Augustine Railroad Company, of the second part, on the eighth day of March A. D. 1872, be and the same are hereby fully re-ratified to said Rail-road Company.

Resolved that the time for the completion of said Tallahassee Jany. 11th 1873.

The Trustees assembled in the Executive office when were present, His Exc. Governor Hart, Comptroller Gamble and Comr. Adams.

Upon motion Governor Hart was chosen president pro tem.

Upon motion Governor Hart was requested to secure an appeal in the Vose case, and see that the necessary security is given—by unanimous vote.

Upon motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

Tallahassee February 3d 1873.

The Trustees assembled upon the call of the Governor, when were present Governor Hart, Atty. Genl. Cocke, Comptroller Cowgill, Treasurer Foster & Comr. Adams.

Upon motion Governor Hart was elected President of the Board.

Governor Hart presented a communication from Hon. D. L. Yulee which was read and is in the words following:

"To the Governor, Treasurer, Comptroller of Public Accounts, Attorney General, and Register of Public Lands of the State of Florida."

I hereby present to you a certificate of deposit, as-

signed to you for the sum of eleven hundred & forty dollars which is the amount due by the purchasers of the Florida Railroad for the sinking fund on the outstanding bonds. I have assigned this certificate to you, but I deem it proper to notify you that Hon. Aritides Doggett, Receiver of the U. S. Circuit Court for the northern district of Florida has demanded of me this payment as property to be received by him.

I am respt.

Yr. Obt. Svt.

D. L. YULEE,

V. P. At. G. & W. I. Tr. Co.

Upon motion it was

Resolved that the certificate of deposit of \$1140 received by Governor Hart from D. L. Yulee V. P. of At. G. & W. I. Transit Co. as payment of the sinking fund due from the Florida R. Road Co. be properly endorsed and handed over to the Receiver Mr. Doggett.

The resolution was carried by a majority vote.

After conference upon the Vose case, upon motion, the whole matter was referred to Atty. Genl. Cocke to confer with Mr. Vose & receive from him in writing signed by himself & counsel a proposition, upon the acceptance of which by the Board, the whole matter of the Vose suit shall be considered as settled.

The resolution was unanimously adopted.

Attorney General Cocke was appointed to be the Attorney of the Board with power, upon the assent of the Board, to employ such additional counsel as from time to time may be deemed necessary—by the unanimous vote of the Board.

Hon. T. W. Osborne then presented an exposition of the prospects & present situation of the Great Southern Rail Way, in view of asking a grant of lands from the State to promote the construction of the Rail Way.

Upon motion the matter of a grant of land to assist in the construction of the Great Southern Rail

Way was referred to the Attorney General and Comptroller, upon conference with Mr. Osborne, to prepare & report to the Trustees a written proposition for a contract by unanimous vote.

Upon motion the Trustees adjourned.

A True Record

Attest

J. S. ADAMS, Secretary.

I, William M. McIntosh, Jr., Secretary of the Board of Trustees of the Internal Improvement Fund of the State of Florida, do hereby certify that the foregoing pages contain true and correct copies of the original minutes of the proceedings of the Board of Trustees of the Internal Improvement Fund of the State of Florida, as appears of record in Volume 1, of the official minutes of the Board; containing the minutes of each meeting held, as recorded, beginning with the meeting held on January 18th, A. D. 1855 and ending with the meeting held on February 3d, A. D. 1873; which said Volume 1, is now in my official custody.

In testimony whereof I have hereunto set my hand and the Seal of the Trustees of the Internal Improvement Fund of the State of Florida, this the twenty-fifth day of September A. D. Nineteen hundred and two.



W. M. MCINTOSH, JR.
Secretary Board of Trustees of the Internal Improvement Fund of the State of Florida.

The following Decrees appear of record in Volume 1 of the Records of the proceedings of the Board of Trustees of the Internal Improvement Fund of the State of Florida, immediately following the minutes of a meeting held February 3d 1873.

In the Circuit Court of the United States for the Northern District of Florida.

Francis Vose Complainant

vs

The Trustees of the Internal Improvement of Florida et al.

This cause came on to be heard on Bill exhibits, answer etc. Whereupon it is ordered and decreed that there is due to the Complainant Francis Vose by the Trustees of the Internal Improvement Fund of Florida the sum of two hundred and eleven thousand eight hundred and eighty-five dollars and forty-five cents, upon the past due coupons of one hundred and ninety-five bonds of the Florida Railroad Company numbered as follows, viz: Number four hundred and eighty-three (483) number four hundred and ninety (490) to five hundred and eighteen (518) both inclusive numbers six hundred and forty-nine (649) to six hundred and fifty-six (656) both inclusive Numbers six hundred and fifty-seven (657) to six hundred and ninety-nine (699) both inclusive numbers seven hundred and sixteen (716) to seven hundred and twenty-five both inclusive. Seven hundred and twenty-seven (727) to seven hundred and thirty-six both inclusive numbers seven hundred and thirty-eight (738) to seven hundred and forty-seven (747) both inclusive.

Numbers nine hundred and four (904) to nine hundred and fourteen (914) both inclusive Numbers Nine hundred and fifteen (915) to nine hundred and seventeen (917) both inclusive. Numbers nine hundred and eighteen (918) to nine hundred and twenty-nine (929) both inclusive. Numbers Twelve hundred and thirty-

three to twelve hundred and forty-nine (1249) both inclusive. Numbers ten hundred and forty-six (1046) to ten hundred and eighty-six (1086) both inclusive: and that the further sum of six thousand eight hundred and twenty-five dollars will fall due on the first day of March in the year Eighteen hundred and seventy-two, and semi-annually thereafter on the first day of September and March until the first day of March in the year Eighteen hundred and ninety-one (91) making an aggregate of Two hundred and seventy-three thousand dollars, when the bonds themselves (one hundred and ninety-five thousand dollars) will also fall due. Secondly, It is further ordered and decreed that the Trustees of the Internal Improvement Fund of Florida hold subject to the payment of the coupons already due and of the said coupons, which are to fall due the sum of.....bonds, securities choses in action of the value upon the face of them.... ..but of the market value of.....and lands the title to which was vested in them by the act of January 6th 1855 and which has not been arrested by subsequent conveyance.

Thirdly. It is further ordered and decreed that the said, the Trustees of the Internal Improvement fund hold subject to the payment of the principal of said Bonds when they shall fall due the sum of....., and bonds security and choses in action amounting in value upon the face of them to..... ..but of the market value of.....said money and said bonds and choses in action being part of the Sinking fund provided by the same act of January 6th 1855 for the payment of said Bonds and which said sinking Fund is to be augmented semi-annually by the amount of one half of one per cent on the amount of said Bonds. Fourthly. It is further ordered and decreed that the said Trustees do within thirty days from the date of this decree ex-

ercise the power conferred upon them by the second Section of said act of 1855 by investing (pro rata) all of the assets appertaining to said Sinking fund in the Bonds of the Florida Railroad Company held by the said Francis Vose (that is to say one hundred and ninety-five, by delivering to said Vose all of said assets applicable to the payment of the said Bonds held by him said assets when the same arises of securities bonds or other choses in action to be valued by two arbitrators. One to be selected by the said Francis Vose, the other by the Treasurer of the said, The Trustees etc. and in case of disagreement between them the said arbitrators to call in an umpire to be selected by them and to take from said Vose in exchange for said assets Bonds of the Florida Railroad Company to the full amount of the same so valued as aforesaid. And that semi-annually within ten days after the receipt of the same, the said Trustees do in like manner convert the said amount of one half of one per cent to be paid by the said Florida Railroad company to the said Sinking fund, until the said, the amount so paid to the said Francis Vose with interest thereon at seven per cent per annum compounded, shall amount to the entire principal of his said Bonds, or until the said Francis Vose shall have been otherwise paid under this decree.

Sixthly. It is further ordered and decreed that the articles of agreement entered into on the 31st of May 1871 by and between the Trustees of the Internal Improvement Fund of Florida party of the first part and the Jacksonville Pensacola and Mobile Railroad Company party of the second part of which the following is a copy.

COPY

Articles of agreement entered into by and between the Trustees of the Internal Improvement Fund of the State of Florida created by an act entitled an

act to provide for and encourage a liberal system of Improvements in this State approved January 6th 1855 the party of the first part, and the Jacksonville Pensacola and Mobile Railroad Company, a corporation created by the laws of the State of Florida party of the second part.

Witnesseth that the said party of the first part for and in consideration of the covenants hereinafter set forth and agreed to be performed by the said party of the second part and of the sum of five dollars to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged; does hereby covenant and agree to convey to the said party of the second part all of the lands held by them in trust, or which may hereafter be held by them in trust under and by virtue of an act entitled an act to encourage a liberal system of Internal Improvements in this State approved January 6th A D 1855 and all the acts amendatory thereto, as set forth and specified in the act or acts aforesaid (excepting the lands that have been heretofore conveyed and contracted to be conveyed to the Southern Inland Navigation and Improvement Company by the said Trustees and the land contracted to be conveyed to Hubbard L. Hart and the land granted by an act of the Legislature of the State of Florida to the Aquatic and Tropical Plant Propagation Company) not hereto legally conveyed and contracted to be conveyed by the said Trustees to any person or persons, corporation or corporations, subject to all the terms, conditions and restrictions of any such contract or contracts entered into by the said Trustees with any person or persons, corporation or corporations or persons as are hereinbefore especially excepted therefore the said party of the second part promising and agreeing to perform with any such person or persons, corporation or corporations the agreement as made and entered into by the said par-

ties of the first part, and to dispose of the said lands with the view of their settlement cultivation and drainage according to the spirit of section Sixteen of the aforesaid act granting the Swamp and overflowed lands to the State of Florida, known as Swamp and overflowed land grant of 1850 and the said parties of the second part in consideration thereof, do hereby covenant and agree with the said party of the first part to satisfy and pay all the existing outstanding liabilities of any kind and nature that constitute a legal lien upon the said Improvement fund and to cancel and surrender all evidences of such legal liabilities to the said parties of the first part, and the said party of the second part does further covenant and agree to pay the sum of one hundred thousand dollars to the said party of the first part for the benefit of the said Internal Improvement fund, and further to complete a line of Railroad from Jacksonville Florida to Mobile Alabama by extending said Railroad from Quincy (its present terminus) through the counties of West Florida to Mobile aforesaid, said Railroad to be in all respects a first class Railroad, and to be completed in five years from this date deeds of all said lands to be executed by the parties of the first part, and delivered to said parties of the second part as soon as a certain injunction is either dissolved or modified said injunction having been issued by his Honor Judge Woods in the circuit court of the Northern District of Florida in the suit of Vose vs Harrison Reed et al, on the 6th day of December A D 1870, and it is expressly understood that nothing is contracted to be performed in this instrument of writing that shall bring the said parties of the first part into a contempt of said injunctions and the said party of the second part shall furnish good and sufficient guarantees to the said parties of the first part of their ability to faithfully perform the undertaking herein set forth. In witness whereof the above named

parties have hereunto set their hands and seals this the thirty-first day of May one thousand eight hundred and seventy-one.

Signed sealed Trustees of the Internal Improvement
and delivered Fund of Florida.

in presence of

O. MORGAN. HARRISON REED, Governor. [L. s.]

W. H. GLEASON. S. B. CONOVER, Treasurer. [L. s.]

JAS. B. C. DREW, Atty. Genl. [L. s.]

[Corporate Seal J. S. ADAMS, Comr. L. & Im. [L. s.]

of the J. P. & M. S. LITTLEFIELD, [L. s.]

M. R. R.] Prest. J. P. & M. R. R. Co.

Attest:

F. H. FLAGG,

Secretary.

Be affirmed made valid and final as follows and upon the following terms and conditions that is to say, the said the Trustees of the Internal Improvement Fund shall forthwith and upon payment by the said Jacksonville Pensacola and Mobile Railroad Company or by any other person for it or on its behalf of the sum of one hundred thousand dollars provided to be paid in said articles of agreement execute and deliver to M. S. Littlefield or such person or corporation as they may designate in writing a deed or deeds of conveyance for one hundred thousand acres or thereabouts of land which were heretofore and on the 11th day of October 1870 conveyed to and on the 7th day of December 1871 reconveyed by the Florida Improvement Company and that said lands be relieved from the injunctional order of this court, but that the said one hundred thousand dollars be held by said Trustees subject to its further order and decree, until the payment hereinafter provided for to be made by the said Jacksonville Pensacola and Mobile Railroad Company to the said Francis Vose shall have been actually made and thereafter to be under the

control absolutely of the said Trustsees, and they the said Trustees shall also execute deeds of conveyance to the said Jacksonville Pensacola and Mobile Railroad Company of all the lands embraced in said articles of agreement which are not herein otherwise provided for and which are now in possession of the said the Trustees under said act of January 6th 1855 and which have not hertofore been conveyed or contracted to be conveyed to other persons or corporations, but the latter deeds when so executed shall be deposited in the hands and custody of the firm of Brown Brothers and Company Bankers of New York, to be held in trust by them to deliver the same to the said the Jacksonville Pensacola and Mobile Railroad Company upon payment by it to the said Francis Vose of his claims aforesaid against the said, The Internal Improvement Fund upon such terms as may be arranged between the said Francis Vose and the said Railroad Company, provided such payment be made within ten months from the date of this decree, and provided the said the Jacksonville Pensacola and Mobile Railroad Company shall have complied with the condition of the said articles of agreement hereinbefore recited as on their part to be fulfilled which said compliance shall be indicated to said Brown Brothers and Company by resolution of the said The Trustees of the Internal Improvement Fund.

But upon failure by the said Railroad Company to pay the said claim or comply with the said conditions within the time specified above then and in that event the said Brothers & Company shall hold the said deeds in trust to cancel the same and the said lands to revert to the Internal Improvement Fund of Florida and to be subject under the further order of this court to the payment of its just liabilities.

Seventhly. It is further ordered and decreed

that the said The Trustees of the Internal Improvement Fund of Florida shall execute deeds of conveyance to Edwin A. Studwell or to such person or corporation as he may, designate in writing of such lands as were embraced and conveyed by the former to the latter, but which said lands were by order of this court reconveyed by said Studwell to said Trustees or such other lands as he may substitute therefor under the contract made by the Florida Improvement Company with said Trustees of Internal Improvement Fund of Florida. Shall further execute deeds of conveyance to the said the Florida Improvement Company for one hundred and fifty thousand acres of (land) belonging to said Fund now surveyed or to be surveyed by said Company or by said Edwin A. Studwell, but shall place said deeds when executed in the hands and custody of the said Brown Brothers and Company to be held by them in trust to deliver the same to the said The Florida Improvement Company and to the said Edwin A. Studwell or his assigns respectively upon the payment by the said the Jacksonville Pensacola and Mobile Railroad Company to the said Francis Vose of his aforesaid claim against the said The Internal Improvement Fund of Florida as already provided for in this decree. But should the said the Railroad Company fail to make such payment in manner and form provided for and within the specified time, then and in that event the said Brown Brothers and Company to hold the said last mentioned deeds of conveyance to the said The Florida Improvement Company and the said Edwin A. Studwell in trust to cancel the same and the lands embraced in said conveyances to revert to the said The Internal Improvement Fund of Florida but without prejudice to the rights of either party to this pending litigation. W. B. Woods

Judge U. S. Circuit Court for Northern District of
Florida Decr. 16th 1871.

Jacksonville Decr. 9th 1871.

We the undersigned consent that the above decree
shall be taken before any Judge of the United States
having jurisdiction of the cause either in term or in
chambers.

JACKSON LAWTON & BESSENGER.

J. S. ADAMS, for Trustees Florida Improve-
ment Company by JOHN A. PORTER of
Counsel.

J. P. C. EMMONS, Counsel for E. A. STUDWELL.

In the Circuit Court of the United States For
the Northern District of Florida.

Francis Vose Complainant,

VS.

The Trustees of the Internal Improvement Fund of
Florida et al.

This cause came on to be heard on Bill, exhibits,
answer, Depositions and masters reports. Where-
upon it is ordered and decreed that the Complainant
Francis Vose is the holder of one hundred and ninety
five bonds of the Florida Railroad Company issued
under the provisions of the act of January 6th 1855.
Entitled an act to provide for and encourage a liberal
System of Internal Improvements in this State; and
that there is now owing to him two hundred thousand
dollars and upwards upon the coupons of said bonds
which have already fallen due. That William H.
Wagner is the owner of twelve bonds of the said
Florida Railroad Company and there is now owing to
him him seven thousand four hundred and fifty-five
dollars upon the coupons of said bonds which have al-
ready fallen due. That Frank W. Webster is the hol-

der of four coupons amounting to one hundred and forty dollars. That W. T. Webster is the holder of one coupon for thirty-five dollars. That S. J. Turnbull Trustee is the holder of seven coupons calling for one hundred and ninety-nine dollars and fifty cents.

That W. J. Hines Trustee is the holder of thirty-two coupons, calling for eighteen hundred and thirty-five dollars. That A. J. Finlayson is the holder of eighteen coupons calling for six hundred and thirty dollars, all of said last mentioned coupons being due and unpaid and being coupons of bonds issued by the Pensacola and Georgia Railroad Company. That G. A. Huling is the holder of sixteen coupons of the bonds of the Florida Atlantic and Gulf Central Railroad Company calling for five hundred and sixty dollars. That W. S. Cowarden is the holder of fifteen coupons of bonds issued by the said Florida Railroad Company and calling for five hundred and twenty-five dollars. That J. J. McNish and Company are the holders of five coupons of bonds issued by the Tallahassee Railroad Company calling for thirty-five dollars and nineteen coupons of the said Pensacola and Georgia Railroad Company calling for five hundred and sixty-nine dollars all of which last named coupons are due and unpaid, and all of which bonds were issued under the provisions of the act of 1855.

Secondly. It is further ordered and decreed that the securities belonging to the Sinking fund provided by said act of 1855 and now held by A. Doggett Esquire Receiver, be sold by him at public outcry in the city of Jacksonville upon twenty days notice to be given by publication through one newspaper in the city of Jacksonville and another in the city of Tallahassee, and that the proceeds of sale be invested in the Bonds so held by the said Francis Vose, and the said William

H. Wagner in the proportion of one hundred and ninety-five to twelve.

Thirdly. It is further ordered and decreed that the said Receiver shall have power and authority to demand and receive, all moneys which may be already due or which may hereafter become due to the said the Internal Improvement Fund of Florida; Whether by the purchasers and present owners of the Railroads which have been sold under the provisions of the said act of 1855 or by any person or body corporate whatsoever, and that it shall be competent for him to make any person or body corporate who shall contest the validity of any claim which he may assert by virtue of this decree a party defendant to this suit for the purpose of enforcing the collection of such claim should the same be adjudged valid, and whenever any moneys shall come into the hands of said Receiver under the provisions of this clause of this decree it shall be his duty and he is hereby instructed and empowered to invest the same in the bonds of the said Railroad Companies issued under the provisions of the said act of 1855, in manner and form and in the ratio set out in the second clause of this decree.

Fourth. It is ordered and decreed that this case be referred to A. Doggett Esqr. Master, etc for further investigation and report to this court under the order of reference made at the last term, but more especially to call for and audit all coupons which may be held by persons asserting a lien for the payment of the same against the said the Internal Improvement Fund: The said Master to give due notice to all parties in interest of the time and place when lists of coupons which may be submitted to him shall be open to investigation; allowing to all such persons the opportunity to object to the certified approval of said Master upon grounds to be stated in writing, requiring the produc-

tion, when necessary and called for of all coupons the lien of which shall be thus contested; to hear the parties submitting and contesting the same and to report his decision thereon to this court at least thirty days before the next term thereof, to which said decisions either party may except under the ordinary rules of chancery practice and that no coupons shall be paid by the Trustees of the Internal Improvement Fund except under the order of this court.

Fifthly. It is further ordered and decreed that the injunction hitherto granted in this cause be continued in full force and effect and that the appointment of Receiver hitherto made be continued for the purposes of that appointment.

December 18th 1872.

W. B. Wood,
Judge.

Filed December 18th 1872.

J. E. TOWNSEND, Clk.

Judge U. S. Circuit Court for Northern District of
Florida Decr. 16th 1871.

Jacksonville Decr. 9th 1871.

We the undersigned consent that the above decree
shall be taken before any Judge of the United States
having jurisdiction of the cause either in term or in
chambers.

JACKSON LAWTON & BESSENGER.

J. S. ADAMS, for Trustees Florida Improve-
ment Company by JOHN A. PORTER of
Counsel.

J. P. C. EMMONS, Counsel for E. A. STUDWELL.

In the Circuit Court of the United States For
the Northern District of Florida.

Francis Vose Complainant,

VS.

The Trustees of the Internal Improvement Fund of
Florida et al.

This cause came on to be heard on Bill, exhibits,
answer, Depositions and masters reports. Where-
upon it is ordered and decreed that the Complainant
Francis Vose is the holder of one hundred and ninety
five bonds of the Florida Railroad Company issued
under the provisions of the act of January 6th 1855.
Entitled an act to provide for and encourage a liberal
System of Internal Improvements in this State; and
that there is now owing to him two hundred thousand
dollars and upwards upon the coupons of said bonds
which have already fallen due. That William H.
Wagner is the owner of twelve bonds of the said
Florida Railroad Company and there is now owing to
him him seven thousand four hundred and fifty-five
dollars upon the coupons of said bonds which have al-
ready fallen due. That Frank W. Webster is the hol-

der of four coupons amounting to one hundred and forty dollars. That W. T. Webster is the holder of one coupon for thirty-five dollars. That S. J. Turnbull Trustee is the holder of seven coupons calling for one hundred and ninety-nine dollars and fifty cents.

That W. J. Hines Trustee is the holder of thirty-two coupons, calling for eighteen hundred and thirty-five dollars. That A. J. Finlayson is the holder of eighteen coupons calling for six hundred and thirty dollars, all of said last mentioned coupons being due and unpaid and being coupons of bonds issued by the Pensacola and Georgia Railroad Company. That G. A. Huling is the holder of sixteen coupons of the bonds of the Florida Atlantic and Gulf Central Railroad Company calling for five hundred and sixty dollars. That W. S. Cowarden is the holder of fifteen coupons of bonds issued by the said Florida Railroad Company and calling for five hundred and twenty-five dollars. That J. J. McNish and Company are the holders of five coupons of bonds issued by the Tallahassee Railroad Company calling for thirty-five dollars and nineteen coupons of the said Pensacola and Georgia Railroad Company calling for five hundred and sixty-nine dollars all of which last named coupons are due and unpaid, and all of which bonds were issued under the provisions of the act of 1855.

Secondly. It is further ordered and decreed that the securities belonging to the Sinking fund provided by said act of 1855 and now held by A. Doggett Esquire Receiver, be sold by him at public outcry in the city of Jacksonville upon twenty days notice to be given by publication through one newspaper in the city of Jacksonville and another in the city of Tallahassee, and that the proceeds of sale be invested in the Bonds so held by the said Francis Vose, and the said William

H. Wagner in the proportion of one hundred and ninety-five to twelve.

Thirdly. It is further ordered and decreed that the said Receiver shall have power and authority to demand and receive, all moneys which may be al-ready due or which may hereafter become due to the said the Internal Improvement Fund of Florida; Whether by the purchasers and present owners of the Railroads which have been sold under the provisions of the said act of 1855 or by any person or body corporate whatsoever, and that it shall be competent for him to make any person or body corporate who shall contest the validity of any claim which he may assert by virtue of this decree a party defendant to this suit for the purpose of enforcing the collection of such claim should the same be adjudged valid, and whenever any moneys shall come into the hands of said Receiver under the provisions of this clause of this decree it shall be his duty and he is hereby instructed and empowered to invest the same in the bonds of the said Railroad Companies issued under the provisions of the said act of 1855, in manner and form and in the ratio set out in the second clause of this decree.

Fourth. It is ordered and decreed that this case be referred to A. Doggett Esqr. Master, etc for further investigation and report to this court under the order of reference made at the last term, but more especially to call for and audit all coupons which may be held by persons asserting a lien for the payment of the same against the said the Internal Improvement Fund: The said Master to give due notice to all parties in interest of the time and place when lists of coupons which may be submitted to him shall be open to investigation; allowing to all such persons the opportunity to object to the certified approval of said Master upon grounds to be stated in writing, requiring the produc-

tion, when necessary and called for of all coupons the lien of which shall be thus contested; to hear the parties submitting and contesting the same and to report his decision thereon to this court at least thirty days before the next term thereof, to which said decisions either party may except under the ordinary rules of chancery practice and that no coupons shall be paid by the Trustees of the Internal Improvement Fund except under the order of this court.

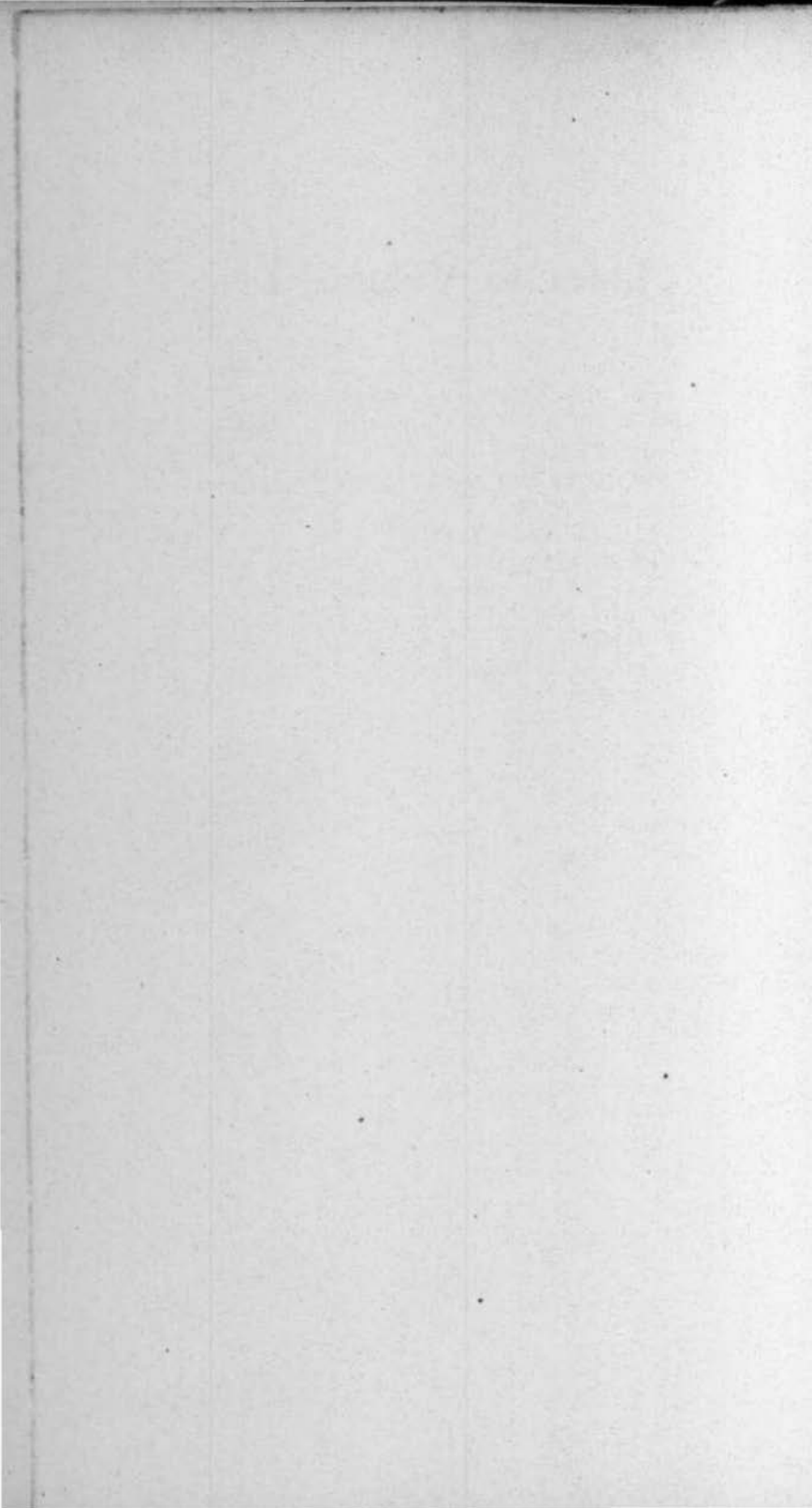
Fifthly. It is further ordered and decreed that the injunction hitherto granted in this cause be continued in full force and effect and that the appointment of Receiver hitherto made be continued for the purposes of that appointment.

December 18th 1872.

W. B. Wood,
Judge.

Filed December 18th 1872.

J. E. TOWNSEND, Clk.



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